Minutes

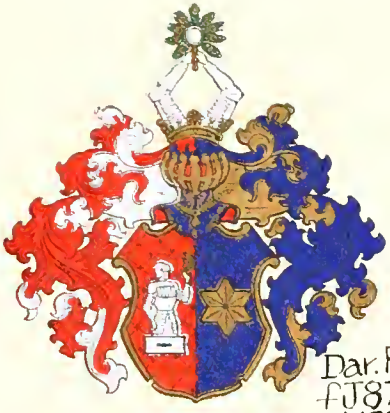
of the

Council and General Court

of

Colonial Virginia

UNIVERSITY OF PITTSBURGH



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Minutes

of the

Council and General Court

of

Colonial Virginia

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No. 338

And whereas ... this Brotherhood was ... the Governm[ent] ... upon this occasion ... present in person and went away ... his attendance it was ordered that he ... presently sent for and ... might ...

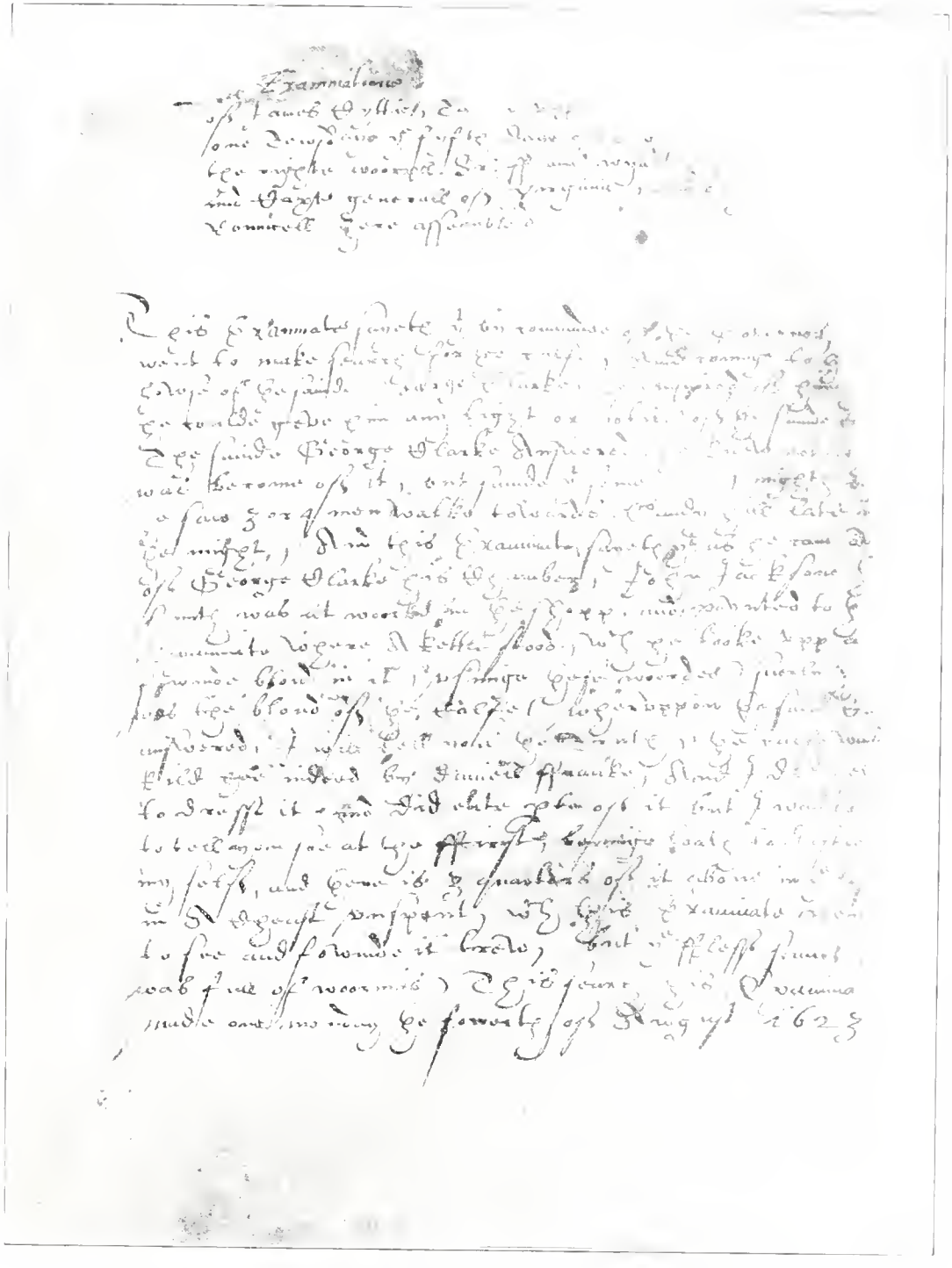
Fri: 4th - 1622

March 1 - 1622 ... next ... held ... Sr Fra. Wyatt Governor, Sr Geo: Yeardley Knt Sr Geo: Sandys Knt Treasurer, Sr Geo: Yeardley Knt, Capt Wm Powell, Capt Ward ...

The Court being set.

James - Wickam, aged 25 or 26. ... condemned ... confesseth ... on the 24th of February 1622 ... with Capt Ward. Sd Barnes and ... Wickam ... Wyatt ... the woode ... kill some ... Powell, Capt Ward ... knew not where they were ... way ... saw them ... Powell, Capt Ward, affirmy to ... as before ... intended ... when Rd Baynes & Wm Carter ... examinate ... where ... Powell & ... after ... they ... it ... Powell, Capt Ward ... Mr. Isaack ... each of them ... was also ... when they ... & after they ... it ... house ... ell ... belonging to ... Pott ... Wickam ... 26. Baynes aged about 25 or 26. ... Examined ... confession ... were ... Mr. Isaack & James Wickam ...

Reproduction of page of the original manuscript containing portions of the proceedings for February 4 and March 1, 1622—printed at bottom of page 3 and top of page 4 of this book.



Reproduction of page of the original containing part of the proceedings for August 5, 1623 printed on page 4 of this book.

MINUTES

of the

COUNCIL

and

GENERAL COURT

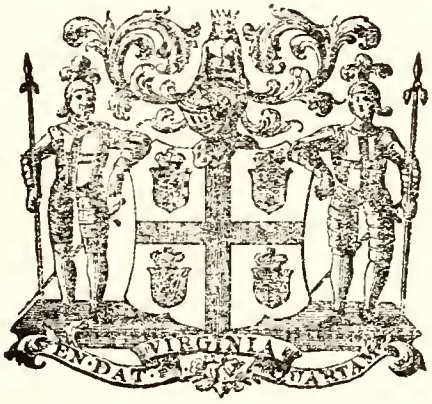
of

COLONIAL VIRGINIA

1622-1632, 1670-1676

WITH NOTES AND EXCERPTS FROM ORIGINAL COUNCIL AND GENERAL COURT RECORDS, INTO 1683, NOW LOST

Edited by
H. R. McILWAINE



RICHMOND, Virginia
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Preface

This volume contains ſuch remnants of the minutes of the proceedings of the Council and General Court of colonial *Virginia* as are extant and have been found. They are for the period *February* 4, 1622 (old ſtyle), through *February* 9, 1632 (old ſtyle)—there being many gaps, however—and for the period beginning *April* 15, 1670, and ending *March* 22, 1676 (old ſtyle). In addition, as furniſhing the only ſubſtitutes poſſible where the minutes themſelves and other records of the court are no longer in exiſtence, there are here publiſhed notes made from theſe records when they were ſtill available. A few pages have, alſo, been incorporated from *Hening*'s "Statutes at Large of *Virginia*" that give certain proceedings more clearly than do the original records themſelves in their preſent mutilated condition. *Hening* had acceſs, when he was making his compilation, to all the records of the court at that time in exiſtence.

The great maſs of the records of the General Court of *Virginia*, both for the colonial period and a later period, was deſtroyed in the burning of the State court building in the ſoutheaſtern corner of the capitol ſquare on the night of *April* 2/3, 1865, when *Richmond* was evacuated by the troops of the Southern Confederacy. The contents of the preſent volume, a mere fragment of the original records of the court, and incomplete notes made from a portion of them, enable the ſtudent of *Virginia* hiſtory to eſtimate the loſs ſuffered in that diſaſter by the people of the State. The material loſſes incurred at the evacuation of *Richmond* have, happily, long ſince been more than made good, but there can be no compenſation for the loſs of theſe records. It only remains for the State through its proper agencies and for the hiſtorical workers of the State to gather up with pious care the fragments that are left from this refervoir and other refervoirs of *Virginia*'s hiſtory, place them in fireproof repoſitories, and, further, by publication inſure them—that is, their content and ſpirit—not only from loſs by fire but from all forms of deterioration, gaining for them, at the ſame time, in this way wide diſſemination and availability.

The majority of the notes referred to above as having been made from the originals when theſe were ſtill in exiſtence are the work of M^r^. *Conway Robinſon*, who, however, added to his own ſtore notes made by an earlier worker. M^r^. *Robinſon* was born in *Richmond*, *Virginia*, *September* 15, 1805, and died in *Philadelphia*, *January* 30, 1884. Throughout life he was an indefatigable worker and ſhowed marked ability both as a legal and an hiſtorical ſtudent and writer. In 1842-44 he was reporter of the Supreme Court of Appeals of *Virginia* and of the General Court. The liſt of his publiſhed works is long, including, on the legal ſide, Volumes 40 and 41 of "Reports of Caſes decided in the Supreme Court of *Virginia* and the General Court," the "Code of *Virginia*, 1849" (prepared in collaboration with *John M. Patton*), and—probably his greateſt work—"The Practice in Courts of Juſtice in *England* and the *United States*" (ſeven volumes); and, on the hiſtorical ſide, "An Account of Diſcoveries in the Weſt until 1519, and of Voyages to and along the *Atlantic* Coaſt of *North America* from 1520 to 1573." M^r^ *Robinſon* was one of the founders of the *Virginia* Hiſtorical Society, on *December* 29, 1831, and throughout life was devoted to its intereſts, ſerving almoſt always as one of its officers. It was very fitting, then, that after his death his unpubliſhed manuſcripts and notes of an hiſtorical nature ſhould have been given by his widow to the ſociety. Among theſe were two volumes of abſtracts from the court book of the *Virginia* Company of *London*, 1619-1624, which M^r^. *Robinſon* had prepared for the preſs, and which were publiſhed by the ſociety as Volumes 7 and 8 of its Collections in 1888 and 1889, edited, with an introduction and notes, by *R. A. Brock*, correſponding ſecretary and librarian of the ſociety. In addition, there were preſented tranſcripts, abſtracts, and notes made by M^r^. *Robinſon* from various ſources, with occaſional ſentences or paragraphs of comment by him and

even a few pages of hiſtorical narrative, all of which were bound together later under the binder's title of "*Robinſon* Mſs." This collection is ſometimes referred to by that title, but probably more frequently as ſimply the "*Robinſon* Notes," and occaſionally as the "*Robinſon* Tranſcripts." Some of theſe notes and tranſcripts were made for him or by him from originals in the Library of Congreſs, but moſt of them he made from the records in the State court building. Nearly all of them have by this time appeared in print, notably in Volumes 3, 4, 5, 6, and 9 of the "*Virginia* Magazine of Hiſtory and Biography." The magazine publiſhed all the material having as its ſource Council or Court minutes or records, except ſuch as had appeared before in print. All the material printed in the magazine is printed in this volume with the exception of the excerpts from the minutes of the General Court, 1626-1628. Theſe minutes are printed in full in the preſent volume in their proper place from the originals in the Library of Congreſs. But the portion of the "*Robinſon* Notes" omitted from the magazine as having already been printed—notably that portion of which the ſo-called "*Bland* Manuſcript" in the Library of Congreſs is the ſource, printed in large meaſure by *Hening*—have been ſupplied, in order to bring together in one book all material the original ſource of which was the General Court records.

When Mr. *Robinſon*'s material was aſſembled for binding, it was not found poſſible to arrange it in chronological order or to ſeparate rigidly the ſeveral claſſes of material, the conſequence being that the matter printed in this volume does not appear on conſecutive pages in the original. This has neceſſitated indication of the manuſcript page number, ſo that the ſtudent who has acceſs to the original may, if he finds it deſirable, turn to the proper page without trouble. Heavy type in brackets is uſed for this purpoſe.

The *Robinſon* material is found in this volume on pages 465-523, and Mr. *Robinſon*'s ſources are indicated as a general thing by notes made by Mr. *Robinſon* himſelf, which are reproduced. Thus it will be ſeen that all the matter on pages 465-478—in this caſe full tranſcripts and not bare notes—is from the Court and Council minute book or order book for 1639 to 1642. Mr. *Robinſon* refers to it as "Book in General Court Office No. 1, 1639 to 1642." The "No. 1" indicates that this book was in his time the firſt of the ſeries of General Court order books in the clerk's office. The number had been put on it by ſome early cuſtodian who poſſibly did not know that earlier books were or ſhould be in exiſtence. The location of earlier ones up to 1632 will be diſcuſſed later on in this preface.

A few notes then follow from what Mr. *Robinſon* calls "General Court Orders No. 2" (ſee middle of page 479). The book probably began in *January*, 1642 (new ſtyle). Other notes made from it are printed on pages 498-503, the laſt being dated in 1646. The next order book from which Mr. *Robinſon* made notes was one covering the period from 1654 to 1659—to which he gives no number, calling it merely "General Court Orders, etc., 1654 to 1659." His notes are printed in this book on pages 503-506. Whether the order books for the period between 1646 and 1654 were in exiſtence when Mr. *Robinſon* was at work, there is now no means of knowing, but the probability is that they had been loſt or deſtroyed. The book deſcribed by Mr. *Robinſon* as "General Court Book No. 2, 1660 to 1664," notes from which are printed on pages 507 and 508, muſt alſo have been an order book, for the laſt entry made by Mr. *Robinſon* in reference to it (bottom of page 508) is, "Laſt order in this book 5th *October*, 1664. Adjournment then to 20th of *November*." It was probably marked "No. 2" by a clerk in the office when the other "No. 2" referred to above was hopeleſſly out of place, as were other books in the ſeries of order books, only to come to light again later. This book Mr. *Robinſon* made notes from at two different periods, as a compariſon of pages 492 and 493 and pages 507-508 of this volume will ſhow. Mr. *Robinſon*'s notes from "General Court Judgments and Orders, 1664 to 1670," are printed from bottom of page 508 through firſt part of page 511 and concluded on page 513. His notes from "General Court Judgments and Orders, 1670-1677" appear on pages 516-518.

In making his notes, however, Mr. *Robinſon* did not confine himſelf to the order books. He made notes, alſo, from the will books, the deed books, and the miſcellaneous

books in which were recorded bonds, commiſſions, inſtructions, proclamations, etc., etc. There were in the General Court houſe at that time many ſuch books. Near the bottom of page 492 and near the top of page 507 are found references to a catalogue of books of record in the ſecretary's office in 1661. Moſt of theſe books in courſe of time—all, in fact, except thoſe having to do with the patenting of land—found their way into the State court building. The catalogue extended over two pages in the original. That catalogue would now, even without the books themſelves, be of tremendous value as giving an idea of the number and character of the books of record kept. In its abſence, the ſtudent has to content himſelf with the meager titles or deſcriptions of the books as given by Mr. *Robinſon* in his notes, ſupplemented by ſuch information as he can gain from *Hening*. Mr. *Robinſon* appears to have uſed more than a dozen of them.

In addition, Mr. *Robinſon* cauſed to be copied for his uſe parts of the ſo-called "*Bland* Manuſcript," in his day as now in the Library of Congreſs, eſpecially thoſe parts the original ſources of which were the earlier minutes of the proceedings of the Council and Court. This "*Bland* Manuſcript" (for fuller accounts of which ſee "Journals of the Houſe of Burgeſſes of *Virginia*, 1619-1658/1659," page xxxiii, note; "Records of the *Virginia* Company of *London*, the Court Book," Introduction, pages 48-54; and the "*Virginia* Magazine of Hiſtory and Biography," Volume 15, pages 390-391) was compiled about the year 1722 from original *Virginia* Council and Court records at that time in exiſtence for the uſe of Sir *John Randolph*, a man of ſimilar taſtes to thoſe of Mr. *Robinſon* himſelf. Theſe copies of paragraphs from the "*Bland* Manuſcript" Mr. *Robinſon* compared with the "*Randolph* Manuſcript," which is itſelf a copy, in the main, of the "*Bland* Manuſcript," with material put in better chronological arrangement, and made one or two additions or comments.

The material from the "*Bland* Manuſcript" begins in this volume with the heading "In a Roll No. 10 (page 479) and continues to the heading "Copies of Orders of General Court during Period 1664 to 1670" on page 484. The compiler of the "*Bland* Manuſcript" gives the ſources of his notes. The heading "In a Roll No. 10" means, of courſe, that what follows is from a roll or book which is No. 10 in its ſeries. This ſeries was evidently the books of minutes of the General Court and Council, or what in courſe of time came to be called order books. Later, the compiler gives, in his notes from "Book No. 43"—though the figure "43" is ſuch a puzzle to the preſent editor that he ſuggeſts that it may be an error made by the copyiſt—notes from the minutes of the period 1626-1632. Since there are no notes for a date earlier than 1626, it is conjectured that the earlier books in the ſeries had in the compiler's day (1722) been miſplaced. Several of the notes made from "Book No. 43" refer to a period (1631-1634) covered by notes from Rolls Nos. 10 and 11. The conjecture baſed on this is that the numbering of theſe rolls and the aſſembling of the leaves making up their contents were the work, not of a contemporary clerk, but of one attempting in a not very intelligent manner the collation at a much later period, when the original covers were gone, many leaves loſt, and others mutilated and hopeleſſly out of place. The clerk did not read the material cloſely enough to give the pages their proper chronological order. His book "No. 12," covering the year 1640, had by Mr. *Robinſon*'s time, it appears, been bound up with other material to form the book ſpoken of by Mr. *Robinſon* as "Book in General Court Office marked No. 1, 1639 to 1642."

It does not ſeem profitable, however, to ſpeculate further about theſe early records. Since the greater portion of them are loſt, the notes made from them by two intelligent workers—Mr. *Robinſon* and the clerk who made the notes for Sir *John Randolph*—aſſume an adventitious importance. The meagerneſs of the notes in compariſon with the originals may be ſeen by an examination of page 516 (beginning near the bottom), pages 517 and 518 of this volume, on which are printed the notes made by Mr. *Robinſon* from the minutes for 1670-1676, given in this volume in full on pages 205-461 (258 pages). The notes made by the clerk working for Sir *John Randolph* are about as meager. Deſpite their lack of fulneſs, however, their unclearneſs, and their other ſhortcomings, the notes are of ſuch value as to juſtify, it is thought, incluſion in the preſent volume.

Let us turn now to the original records printed in this volume. How did it happen that they did not themſelves go up in ſmoke at the ſame time with their fellows? Where are they now? How has the State Library been able to ſecure "copy" for the printers? The anſwer to theſe queſtions is intereſting. Theſe minutes, fortunately, were not in the building at the time of the fire. They had been borrowed from the archives of the Court and not returned—the earlier of them even in colonial days before the records were removed to *Richmond*. The careleſſneſs of the cuſtodians in allowing the books to be borrowed is much to be reprehended, but an overruling Providence is to be thanked that errors were in theſe caſes allowed to be converted into benefits.

The hiſtory of the minutes for the earlier period (1622-1632) is to be found in part in a letter dated *October* 4, 1825, written by *Thomas Jefferſon* to Mr. *Hugh P. Taylor* and quoted on page 43 of Dr. *Sufan Myra Kingſbury*'s Introduction to "The Records of the *Virginia* Company of *London*, the Court Book, from the Manuſcript in the Library of Congreſs." In this letter Mr. *Jefferſon* gives a very ſhort account of the manuſcripts in his poſſeſſion relating to the early hiſtory of *Virginia*, which in 1829 became by purchaſe the property of the Library of Congreſs. He firſt ſpeaks of the two folio volumes containing tranſcripts of the proceedings of the *Virginia* Company of *London*, and then proceeds: "The other four volumes, I am confident, are the original office records of the Council. My conjectures are that when Sir *John Randolph* was about to begin the Hiſtory of *Virginia* which he meant to write, he borrowed theſe volumes from the Council office to collect from them materials for his work. He died before he had made any progreſs in that work, and they remained in his library, probably unobſerved, during the whole life of the late *Peyton Randolph*, his ſon. From his executor, I purchaſed his library, in a lump, and theſe volumes were ſent to me as a part of it. I found the leaves ſo rotten as often to crumble into duſt on being handled; I bound them, therefore, together, that they might not be unneceſſarily opened; and have thus preſerved them forty-ſeven years."

It would not be very fruitful, it appears to the editor, to enter here upon a diſcuſſion of the reliability of Mr. *Jefferſon*'s conjectures. Thoſe who are ſpecially intereſted in this phaſe of the ſubject are referred to Dr. *Kingſbury*'s Introduction. It appears ſufficient for our preſent purpoſe to know that a part of the material here referred to was the earlier minutes of the proceedings of the General Court and Council printed in this volume. The manuſcript ſheets containing theſe records, with the exception of a few of the later ones, have by this time been skillfully repaired, and bound into two volumes. They are likely now to withſtand for many years the inſidious proceſſes of decay.

The appearance of theſe minutes in the preſent volume, however, is not their firſt appearance in print. Tranſcripts of portions of the minutes for 1626, 1627, and 1628 were made years ago for Mr. *Conway Robinſon*, and theſe were later printed in Volumes 3 and 4 of the "*Virginia* Magazine of Hiſtory and Biography;" and commencing in No. 2 of Volume 19 of this magazine and continuing through No. 4, of Volume 31, all theſe minutes have been printed. There is no queſtion, however, that they are of ſuch ſuperlative value to the ſtudent of early *Virginia* hiſtory as to juſtify their being printed again, in a volume made up almoſt excluſively of Court and Council minutes and notes made from theſe, in which, by the aid of a full index, they may be conveniently ſtudied. As printed in the "*Virginia* Magazine of Hiſtory and Biography," the minutes were entertainingly and inſtructively annotated by the editor of the magazine, Dr. *William G. Stanard*, whereas the notes in the preſent edition are almoſt negligible. The preſent editor has found it neceſſary to devote all the time and energy that he has been able to ſpare for the publication of this work to ſecuring an accurate text and an adequate index. Hence the ſtudent, although he will find the preſent volume much more convenient for uſe than the dozen or ſo volumes of the magazine, ſhould not by any means neglect the latter.

The text appearing in the "*Virginia* Magazine of Hiſtory and Biography" was furniſhed for the earlier numbers by Mr. *Lothrop Withington*, of *London, England*, an accompliſhed antiquarian and genealogiſt, who ſpent much of his time in the latter.

years of his life in the Library of Congreſs, and who with great generoſity and public ſpirit engaged to make a copy of the minutes for the *Virginia* Hiſtorical Society as a preſent. Mr. *Withington* was one of the victims of the crime of the *Luſitania* in *May*, 1915. After this, the text was ſecured by the editor of the magazine from photoſtat copies of the original proceedings up to the proceedings for *October* 15, 1627, publiſhed in No. 4, of Volume 28 (*October*, 1920). Beginning with that date the text was furniſhed by the *Virginia* State Library, for the State Library Board had by that time determined to have printed in one volume all the minutes of the proceedings of the Council and General Court that could be found, an appropriation for the purpoſe had been made by the General Aſſembly of 1920, and there had been ſecured from the Library of Congreſs a full ſet of photoſtat copies of the original, from which two ſets of typewritten tranſcripts had been made of the minutes from *October* 15, 1627, to the cloſe—one for the uſe of the editor of the "*Virginia* Magazine of Hiſtory and Biography" and the other for uſe in the publication of the preſent volume. The "copy" could not actually be ſent the printers, however, either in 1920 or 1921, for the reaſon that the appropriation for publications had to be diverted to the ſecuring of furniſhings for the archival annex to the State Library building, a neceſſity that the General Aſſembly had not provided for. The book is finally being printed from appropriations made by the General Aſſembly of 1922.

The effort has been made throughout to follow the originals, both the originals of the earlier minutes and thoſe for the later period (1670-1676), very cloſely. It was not found practicable, however, without going to what appeared to be an unjuſtifiable expenſe for ſpecial characters and without greatly adding to the time conſumed in proof reading, to repreſent in type the pages of the originals exactly. It was determined to uſe only the characters heretofore uſed in the printing of the "Journals of the Houſe of Burgeſſes" and of the "Legiſlative Journals of the Council." One or two of them have, however, but with little chance of confuſion, it is hoped, been called on to do double duty, as was occaſionally the caſe in the two preceding ſeries of volumes. Only an approximation to the manifold peculiarities of the originals has been attained, but this approximation is cloſe enough, it is hoped, to meet all the demands of the ſtudent. The ſenſe is never departed from, and it is to convey this ſenſe in the clothing in which it was originally conveyed, in ſo far as type can repreſent manuſcript, that the old forms are retained at all. In other words, if any modernization were reſorted to, there would always be a queſtion in the mind of the reader as to how far this had been carried and as to whether the editor had in fact caught the meaning of the original. It is really for the peace of mind of the ſtudent that the ancient clothing, within the limits ſet forth, is retained. A liſt of the peculiar characters employed will be found below.

In order that the reader may form ſome conception of the condition of the original manuſcripts, half-tones of two of the pages from the earlier minutes (pages 2 and 3, appearing in this book on pages 3 and 4) are given. The pages are fairly typical, though they do not, of courſe, furniſh illuſtrations of all the peculiarities of penmanſhip to be met with. The later minutes were the work of only two writers (with the exception of a few of the laſt pages, written by a third), and the handwritings were very ſimilar; ſo that reading the book containing theſe minutes would not be difficult but for the mutilations and the fading of the ink in places. But the earlier minutes were by many different penmen, the work of each preſenting problems of its own. Several of theſe writers wrote what was known as court or law hand, that is, the writing in which court records were at that time kept, an example of which is found in the ſecond illuſtration given, and ſeveral wrote in the ordinary hand of the time, an example being the firſt of the illuſtrations. In the printed book words that are ſupplied to fill gaps occaſioned by the frayed and broken condition of the manuſcript appear in brackets—with queſtion marks after them when merely conjectural—and dots . . . indicate places where the editor has been unwilling to hazard a gueſs.

One of the greateſt difficulties connected with the work of ſecuring a text of the earlier minutes has been the determination of the ſequence of the pages. It muſt be underſtood that when theſe manuſcripts came into the poſſeſſion of the Library of

Congreſs the original covers of the books had long ſince been loſt. A great many of the leaves had alſo been loſt, and a great many more had been ſadly mutilated, in many inſtances the dates of ſeſſions originally given at the tops of pages having diſappeared. The original page numbers had alſo moſtly diſappeared. The repairers of the manuſcripts and thoſe reſponſible for the order of the pages as given in the two volumes into which the manuſcripts are now bound in the Library of Congreſs are to be forgiven if they made miſtakes. Many of theſe miſtakes were pointed out by Mr. *Withington*, whoſe ſuggeſted order has been followed in the main by the preſent editor, but not abſolutely, ſince in his judgment Mr. *Withington* alſo made miſtakes. The order given in the book is the one ſeeming moſt ſatisfactory after a cloſe ſtudy of the various handwritings, of the ſubject matter, and of the remaining dates. It is not to be hoped that it is abſolutely accurate, for in ſeveral inſtances it reſts on nothing more ſolid than a gueſs. No doubt, more than one ſtudent, who will have the ineſtimable advantage of the index, will detect errors. Theſe few errors will not be, however, it is hoped, of very ſerious conſequence. In the caſes in which the ſerious ſtudent will wiſh to compare the printed text with the original he will be able to do this without great difficulty, becauſe, though the order of the pages as they appear in the two volumes in the Library of Congreſs has been diſcarded, the photoſtat copies of the pages will be bound in the order in which their contents are printed, and will be preſerved for reference in the *Virginia* State Library.

The manuſcript leaves were not only unbound at the time they were in Mr. *Jefferſon*'s poſſeſſion, but they were in ſad diſarrangement. Some of the leaves had even got into other books. This is ſhown by the excerpts given on page 145 of Volume 1 of *Hening*'s "Statutes at Large of *Virginia*" from ſome of theſe looſe leaves "found," as Mr. *Hening* ſays, "among the acts, etc., of the General Aſſembly, of the period to which they relate." And theſe looſe leaves—there were, apparently, only a few of them—muſt have been in better condition when examined by Mr. *Hening* than they are in today, ſince in the firſt excerpt (a paragraph appearing in this volume on page 157, in reference to Lady *Yeardley*'s confirmation in court of the conveyance of certain land by her late huſband, Sir *George Yeardley*) there are no omiſſions of words becauſe of condition of the paper, whereas in the preſent volume there are ſeveral. As given by *Hening* this entry is as follows: "At this court the lady *Temperance Yeardley*, came and did fully and abſolutely confirme as much as in her lay, the conveyance made by her late huſband, Sir *George Yeardley*, Knt. late Governor, deceaſed, unto *Abraham Perſey*, Eſq. for the lands of *Flowerdieu Hundred*, being one thouſand acres, and of *Weanoke* on the oppoſite ſide of the water, being 2200 acres. And the ſaid lady *Temperance Yeardley*, did then altogether abſolutely diſclaime and releaſe unto the ſaid *Abraham Perſey*, all her right, intereſt and claime, in all and every part of the ſaid lands, to herſelf any ways being and appertaining, either by way of dower or thirds."

The text of the minutes from *April* 15, 1670, through *March* 22, 1676 (old ſtyle), has been obtained from the original manuſcript book now in the poſſeſſion of the *Virginia* Hiſtorical Society. The hiſtory of this volume—how it happened to be away from the State court houſe when that building was burned in 1865, and how it happened to come into the poſſeſſion of the *Virginia* Hiſtorical Society—is not known. That it is indubitably the original, and not a copy, is ſhown by the character of the handwriting and the ſignatures of the two clerks, *Richard Awborne* and *Henry Hartwell*. It has been ſhown above that Mr. *Robinſon* made notes from it. At the time theſe notes were made the book was, in the opinion of Dr. *William G. Stanard*, the preſent ſecretary of the ſociety, in the poſſeſſion of the ſociety, and not in the State court houſe.

The Council was in exiſtence in *Virginia* from the beginning of the colony. According to the proviſions of the firſt charter (1606), its members were appointed by the king and it elected in *Virginia* its own preſident. It was all powerful in the conduct of affairs. The ſecond charter (1609) made of the Council a mere adviſory body named by the governor (who was appointed by the *Virginia* Company of *London*) and removable

by him. The third charter (1612) did not directly change this condition but added to the power of the company to such an extent that it became possible for the company, when the progressive element came into control, to establish a General Assembly the members of the popular branch of which were elected by the people. The other branch was the Council, whose members were, as was the governor, named by the company in general session. This did not come about, however, till *November*, 1618, when *George Yeardley* was chosen governor and several papers were adopted establishing the new liberal order of things.

It is possible that records of the proceedings of the earlier all powerful Council were kept. If so, they have been lost. Under *Gates* and *Dale* and *Argall* there was no place for Council minutes, merely for records of the doings of the governor, and, indeed, we get at least a glimpse of "A Register Book during the Government of *Samuel Argall*" through notes contained in the "*Bland* Manuscript." The rehabilitated Council of *Yeardley's* time, however, no doubt began at once to keep the records of its proceedings. Governor *Yeardley* reached *Virginia* with the documents providing for the radical reorganization of the government of the colony, documents of such importance that they have been called by some the *Virginia Magna Charta*, on the 29th of *April*, 1619. Allowing for a short time for the putting of the new system into operation, there ought, then, to be minutes of the proceedings of the Council going back nearly to that date, but the earlier minutes have been lost. There are preserved, however, in *Magdalene* College Library, *Cambridge, England*, copies of orders issued by the Council as early as *November* 11, 1619, and copy of another order issued the next day.

On pages 98 and 99 of her Introduction to "The Records of the *Virginia* Company of *London*, the Court Book," Dr. *Kingsbury* gives an account of various documents—orders, proclamations, commissions, warrants, and petitions—whose subject matter is so closely related to the matter contained in the Court minutes that it was at one time the intention of the editor to print them as an appendix to this volume. The volume has become too bulky, however, as it is, and appropriations for its publication have, moreover, been exhausted. Hence the intention has not been carried into execution. It will not be long, however, it is hoped, before these documents, as well as others listed on pages 121-205 of the Introduction will be printed by the Library of Congress in a volume or volumes in the series initiated by the publication of "The Records of the *Virginia* Company of *London*, the Court Book."

Though the charter of the *Virginia* Company of *London* was abrogated in 1624, the form of government which the company had evolved went on, the king taking the place of the company. The three-fold functions of the Council—executive, judicial, and legislative—continued.

In the period covered by this volume the Council had not begun to find it necessary to hold separate meetings for the transaction of its several kinds of business. In the minutes here recorded executive and judicial items are freely intermingled, the latter, very naturally, predominating, since as a court the Council, the governor acting with it, had both original and appellate jurisdiction, and a great many cases arose; whereas the governor as an executive did not find it necessary except occasionally to call on his Council for advice.

As for the procedure of the Council functioning as a branch of the General Assembly after the time when the Council and the House of Burgesses sat together when passing laws, it is obscure. The Council proceedings, if any record were kept of them, have not been preserved. Beginning with 1680, however, the journals were regularly kept, and they have been printed by the *Virginia* State Library for the entire colonial period from that date in three volumes having the title "Legislative Journals of the Council of Colonial *Virginia*," to the preface of which the reader is referred for a more extended treatment of the subject of the records of the Council of colonial *Virginia* sitting as a branch of the General Assembly. In 1680, too, according to order from *England*, began the sending to *England* of copies of the proceedings of the Council as an executive body,

though an examination of pages 520 and 521 of this book, where will be found the notes made by Mr. *Robinſon* from the original record book that he deſcribes as "Bonds &c 1677 to 1682—Orders"—which was, in fact, a minute book of the Council and General Court ſimilar to thoſe given in this volume—will ſhow judicial and executive items intermingled up to the cloſe. It is probable that the old habit of tranſacting the two kinds of buſineſs at the ſame meeting continued for ſome time, and that copies of the executive items of the minute book were made to be ſent to the home government according to order. The order did not include the judicial items. Exactly how long the practice was kept up, it is not poſſible for the editor to determine.

The next volume of minutes, or journals, to be printed will be Volume 1 of the executive journals of the Council pure and ſimple. The ſeries will contain many volumes, for the executive buſineſs of the Council became more and more extended and important, and ſeparate journals ſoon, no doubt, began to be kept. In the *Britiſh* Public Record office there are copies of the proceedings from 1680 almoſt without a break, and there are a few originals in the *Virginia* State Library.

The ſpecial characters uſed in this volume are:

c̃, indicating ti (menc̃oned, for example, for mentioned)

ꝉ, indicating -leman or -lemen (gentꝉ, ſtanding for gentleman or gentlemen)

p̄, indicating pre or pro (p̄vent, for prevent; p̄voke, for provoke)

p̄, indicating per or par (p̄ſon, for perſon; p̄ty, for party)

m̃, indicating mm (ſum̃on, for ſummon).

In general, a curve over a letter indicates the omiſſion of a letter or letters, either preceding or following the marked letter.

H. R. McILWAINE.

Richmond, Va., February 14, 1924.

ERRATA

In the proceſs of indexing this work the following errors to which attention ſhould be called have been detected:

Page 6, line 4 from the bottom, W^r ſhould be M^r.

Page 8, the minutes of the court for *December* 8^th ſhould all be transferred to middle of page 35, ſo as to come juſt before the proceedings for *December* 13^th, and the month given in brackets at the bottom of the page ſhould be *November* inſtead of *December*.

Page 16, line 4, after the word "was" encloſed in brackets inſert the words "to be."

Page 44, line 2 from bottom, *Crampe* ſhould be *Crumpe*.

Page 51, line 7 from bottom, *Tungis* ſhould be *Turgis*.

Page 144, line 9, *Crampe* ſhould be *Crumpe*.

Page 153, line 17 from bottom, *Harmm* ſhould be *Harman*.

Page 200, line 23, *Grayue* ſhould be *Grayne*.

Page 201, line 5, *Jack Stephens* ſhould be *Richard Stephens*.

Page 201, line 28, *Crampe* ſhould be *Crumpe*.

Page 205, line 14, *George Summers* ſhould be *John Summers*

Page 205, line 7 from bottom, *York* ſhould be *Kent*.

Page 208, line 9 from bottom, after *Cutberth* inſert *Potter*.

Page 210, line 14 from bottom, *Harrell* ſhould be *Farrell*.

Page 218, line 4 from bottom, *Nowell* ſhould be *Newell*.

Page 220, lines 2 and 3, *Janney* ſhould be *Jauncy*.

Page 228, lines 7 and 29, *Baker* ſhould be *Bacon*.

Page 232, line 18, *Deaton* ſhould be *Deacon*.

Page 256, line 7, date ſhould be 1671 inſtead of 1672.

Page 257, line 16 from bottom, inſert *Cocker* after *W^m*.

Page 257, line 23, *Mumford* ſhould be *Momford*.

Page 265, line 3, *Edwd.* ſhould be *Edmd.*

Page 265, line 8 from bottom, *Janncy* ſhould be *Jauncey*.

Page 266, line 2, *Janncy* ſhould be *Jauncy*.

Page 272, lines 13, 16 and 18 from bottom, *Janncy* ſhould be *Jauncey*.

Page 274, line 15, *Coll:* ſhould be *Thos.*

Page 280, line 5 from bottom, *Woad* ſhould be *Wood*.

Page 286, line 18 from bottom, *Jeanes* ſhould be *Jeames* (ſtanding for *James*).

Page 291, line 20, *Greene* ſhould be *Grove*.

Page 302, line 17, *Hayes* ſhould be *Haynes*.

Page 313, line 11, *Maloch* ſhould be *Malach*.

Page 343, line 7 from bottom, *Hall* ſhould be *Hull*.

Page 368, lines 7 and 8, *Prowler* ſhould be *Bowler*.

Page 414, line 15, *While* ſhould be *White*.

Page 428, line 25, *Stuckey* ſhould be *Stackey*.

Page 440, line 18 from bottom, *Martin* ſhould be *Morton*.

Page 451, lines 20 and 21 from bottom, *Pondexter* ſhould be *Pendexter*.

Page 493, line 20 from bottom, 1667 ſhould be 1677.

Page 507, first line, 1666 ſhould be 1660.

A few other errors, eſpecially in the uſe of italics, have been diſcovered, but ſince the reader, if he obſerves them, will perceive at once that they are typographical errors, it has not ſeemed neceſſary to call attention to them.

Minutes of the Council and General Court 1622--1632

[A Courte Book begun the . . . .]

Feb. 4th 1622

Killdale went about the howſe & then a woman cald *Bridgett roote* came into the houſe & ſaid that *Killdale* had cockt his peece, & praid god he did not ſhoote the bitch, p̄ſently vpon that they hard the peece diſcharged, wherevpon *Rico: Craven* went forth & took vp a great ſtick of wood that lay at the dore & went to *Killdale* & was redy to ſtrike him, but whither he did ſtrike him or no, this deponent knoweth not, but ſaith that [then] *Killdale* kept the ſaid *Craven* of fro him, [with] his peece, wherevpon the ſaid *Craven* cald [for] his ſword, & took an othe that he would [kill] *Killdale* though he were hang'd for itt. [Al]ſo he ſaith that *Nicolas Roote* att the ſame [tim]e came forth of the howſe, & tooke vp a [grea]t ſtick of wood, but this deponent did nott [ſe]e him ſtrike *Killdale* wth itt, but *Tho: Hether*[*fall*] his dogg bitt the ſaid *Nicolas Roote*, & ſo the ſaid *Roote* beat the dogg wth the ſtick This deponent ſaith further that while *Roote* was beating the Dogg, the ſaid *Craven* & *Bridgett Roote* took hold on *Killdales* Peece, & took itt fro him, & carried the Peece into the howſe, & told *Killdale* that he ſhould not have the Peece till he had made ſatisfaction for the Bitch. & then *Richard Craven* wold have had *Killdale* goe to buffetts wth him, but *Killdale* wold nott but went back & ſo departed

William Dav[*ies*]

Itt was ordred that for this groſs abuſe of *Richard Craven* [an]d *Nicholas Roote* offred to *Wm Killdale* that the ſaid [*Rich*]*ard Craven* ſhall pay for the cure of *Wm Killdale* [his] legg and that the ſaid *Craven* do further putt [in his] bond wth ſureties for the paymt of foureſcore [pou]nds of the beſt tobacco the firſt of *december* [next], and allſo doe putt in bond wth ſureties for the [good] behavior of him the ſaid *Craven* allſo [that the ſaid] *Roote* ſhall give bond to pay twenty [pounds of] [to]bac[co] . . . time . . .

And whereas Tho: Hetherfall was warned [of] the Governors pleaſhure vpon this occaſion, whe[n] p̄ſent in Towne, and went away, and negle[c̄ted] his attendance, *itt was ordered* that he ſhold [be] p̄ſently ſentt for, and be layd in bolts all [the] night following

Feb: 4th 1622.

March 1. 1622

A COURT was held whereat were

[p̄ſent]

Sr *ffra: Wyatt* Governor, Sr *George Year*[*dley*] Mr. *George Sandys* Eſq. Treaſurer. Dr. *Pott* Mr [*John*] *Powntes*. Mr. *Roger Smith*. Mr. [. . .]

The Court being ſett.

James Wickam, aged about 25 or 26 o[n] being examined confeſſeth that on the 24 of *February*, 1622 hee . . . Wth *Will: Carter Rc̄h. Baynes* and . . . (Mtrs Mate of the *Abigall*) went together [to] the woode to kill ſome fleſh (*Will Carte*[*r*] [told] them hee

hee knew where there were calu[es] that if hee ſaw them ſo ferre of hee [would] kill them;) *Will Carter* offring to ſhoote a[t one] his peece went of before hee intended it: [where] vpon *Rch. Baynes* & *Wm: Carter* bidding [the] examinate ſhoote it, wch hee did. & to . . . after wch they fleeſe it & *Will. Carter* Mr. *Ifaack* & the reſt caryed each of them a part Mr. *Ifaack* was alſo in ꝑſence when they ſhot & after they dreſſed it in the houſe wh[ere they] [dw]ell (belonging to Dr. *Potts*)

[*R*]*ch: Baynes* aged about 35 or 36 [e]xamined confeſſeth that on *wenſd*[*ay* the 24 of *F*]*eb*[*ruary*] Mr. *Ifaack* & *James Wicka*[*m*] . . .

Examinations . . . of *James Cyttie*, Ta[ken] vpp . . . one *Tewſdaye* ye fyfth Daye of [*Auguſt*, 1623, before] the righte woorpll Sr: *ffrancs: Wyatt* [Gouernor] and Capt generall of *Virginia*, and oth[ers of the] Councell there aſſembled.

This Examinate ſayeth yt by comande of the Governor, [he] went to make ſearch for the calfe, And coming to th[e] howſe of the ſaide *George Clarke*, he enquired of him, [if] he coulde geve him any light or notice of the ſaide [calfe] The ſaide *George Clarke* Anſwered, he knew not w[hat] was become of it, but ſaide yt 3 or 4 nights [before] he ſaw 3 or 4 men walke towards *Sandy hill* late [in] the night, And this Examinate ſayeth yt as he cam ow[t] of *George Clarke* his Chamber, *John Jackſone* t[he] Smith was at woorke in the ſhopp, and poynted to the Examinate where A kettle ſtood, wch he took vpp a[nd] fownde bloud in it, uſinge theſe woordes) ſuerly t[hat] was the bloud of the Calfe (whereuppon the ſaid *C*[*larke*] anſwered, *I will tell you the truth: the Calfe was kild he*[*r*]*e indeed by* Daniell ffranke, *And I did hel*[*p*] *to dreſs it and did eate ꝑte of it but I was lo*[*th*] *to tell you ſoe at the ffirſt, being loath to diſtre*[*ſſe*] *my ſelf, and there is* 3 *quarters of it above in ye lof*[*t*] *in A Cheaſt vnſpent*, wch This Examinate wenn[t] to ſee and fownde it trew, but ye fflefh ſtanck [and] was full of woormes) This ſearch this Examina[te] made one *Monday* the fowerth of *Awguſt* 1623.

[*Daniell ffrancke*] his Indictmen[t]

Daniell ffrancke, *thow art here indicted by the* [*name*] *of* Daniell ffrancke *of the Teritori of* Virginia *lab*[*orer*] *for that thow the ſaide* Daniell ffrancke, *vppo* Thurſ[day] *the laſt of* July *in the Yeare of the raigne of or fouraig*[*ne*] *Lord* James *by the grace of god of* Englande ffrance *and* Ireland *Kinge, defendor of the faith &c the xxjo And of* Scotlande *the lvijo* 1623, *aboute the h*[*oure*] *of Eleuen and twelue of the Clock at midnight at* James Cyttie *in* Virginia *aforeſaid, Nott having the feare of god before thy Eyes, didſt then & ther*[*e*] *felonyouſlie ſteale and kill one Calf of the goodes and Chattles of Sr* George Yardleys *knight of ye worth and price of three powndes* ſterlinge, *and didſt dreffe eate and ſpende the ſame in the howſe of* George Clarke *of* James Cyttie *Aforeſaide Gunſmith, And alſo didſt felonyouſly ſteale and cary Awaye one carpett one pullett and one napkine of the goods and Chattles of* Randall Smalewoods *of* James Cyttie *aforeſaide of the woorth and pryce of tenn ſhillings* ſterlinge *Contrary to the peace of our fouraigne Lorde the Kinge his Crowne and Dignitie, wt ſayſte thow for thy ſelf art thow guiltie of this felony or not.*

Geor[*ge*] *Clarke* his [Indictment]

George Clarke *thow arte heere indicted by* [*the name of*] George Clarke *of* James Cyttie *in* Virgin[ia] *that wheras* Danyell ffrancke *of the Terri*[*tori of* Virginia] *Laborer vppone* Thurſdaye *the laſt of* Jul[y 1623 *and*] *of the raigne of our* [*Sour*]*aigaine Lorde* James [*by the grace*] *of God of* Englande ffrance *and* Irelande *K*[*inge defendor*] *of the faith &c the xxjo and of* Scotland *the* [*lvijo*] *aboute the howers of Eleven and twelve of the* [*clock*] *at midnight, at* James Cyttie *in* Virginia *aforeſaid* [*did*] *then and there felonyouſly ſteal and kill one Calfe* [*of*] *ye goodes and Chattles of Sr:* George Yardley *kn*[*ight*] *of the woorth and Price of three powndes* ſterling *And after the ſaide* Daniell ffrancke *had killed the ſaid Calfe, Thow the ſaide* George Clarke, *as Acceſſ*[*orie*] *to the ſaide ffelony didſt helpe the ſaide* Daniell ffra[nck] *To Carry the ſaide Calfe into thy owne howſe, a*[*nd*] *didſt helpe*

to

to dreſs eate and ſpend the ſame Contrary to the peace of our Sou'aigne Lorde the Ki[ng] his Crowne and Dignitie, w^t ſayeſt thow for they ſelfe arte thow guiltei of this felony or nott

The Names of the Jury Impaneled vppon the tryall of *Danyell Francke* and *George Clarke* vppon *Tewſday* the fyfth of *Awguſt* 1623

Enſigne *William Spenc* gent	*Nathaniell Reighnoldes*
Richard Brewſter gent	*James Hickmote*
Richarde Danyell gent	*Nathaniell Jeffereys*
Charles Harmer gent	*Edwarde Croſſe*
George Mynifree	*Peter Aſcombe*
John Stephens	*Thomas Allnutt*

Which Jurye by theire verdict, retourned, and fownde the ſaide *Daniell* [*ffrancke*] and *George Clarke* guiltie of the ſaide ffelony And thervp[on] they Receaved ſentenc of Death Accordinge to Lawe. *Daniell ffranke* was executed: *George Clarke* repriued.

. . . [1623]

COURT was held at which were

p̄ſent

S^r [*ffra: Wyatt*] [G]overner M^r *Treaſurer, Chr: Dauiſon*—D^r *Pott.* Cap^t *Ham*[*or*] [M^r. *John*] [*Po*]*wntes*

Whereas there was a Proclamation againſt buy[ing] comodityes & ſelling the ſame agayne to the enhancing [thereof] upon the penalty of forfeyting the Comodityes ſo ſold S^r *Georg Yeardley* or his aſſignes contrary to the ſayde Proclamation hath bought a hogſheade of ſacke of M^r. *Benet* p̄ gallon for 36^l in Tobacco & ſold the ſame for 30^li in money to [*George*] *Minify* & *John Stephens* who have given theyr bill for payment thereof upon very ſhort dayes. *It was ordered* that the ſayde hogſheade of wine ſhould be confiſcate & (being gaged) to remayne in the hands of the ſayde *Geo. Minifye* & *Jo: Stephens* untill S^r *Geo Yeardley* haue made his anſwer.

Auguſt 20^th^ [1623]

A COURT was held att w^ch were

p̄ſent

S^r *ffra: Wyatt* Knight Governo^r, M^r *Treaſurer* M^r *Pountis*, D^r *Pott*, Cap^t *Hamor.*

It was taken into conſideracõn how of late by degrees Comodities have growne to very exceſſive rates, not onely in tobacco but in readie mony, to the great preiudice of the ſtate & comwealth of *Virginia*, & are likely by ſufferance to grow greater, *ordered* that ſince the greateſt abuſe herein, eſpecially fro the comõ fort, hath growne by ſack ſtrong waters & other [drinc]ks of like kynde, w^ch they will have at what rate ſoever, *It is therefore ordered* that no ſherry ſack ſhalbe ſold (by any Adventurer or Planter [in] *Virginia*, above iiij^s the gallone in reddy money & vj^s in tobacco att iij^s the pound & Canary & Malligo & Allicant Tent Baſtard Muskadell etc: vj^s in ready money & nine ſhillings in tobacco. Aqua vitae at iiij^s mony & vj^s tobacco. Sallett oyle at vj^s mony & nine ſhill: tobacco Wine Vineger iij^s the gall. mony iiij^s. vj^d. tobacco beere vinegar at ij^s the gal: money & iij^s Tobacco

. . . . . [*September* 1623]

[COURT was held at which were
. . .] D[r] *Pott*

ꝑſent

The oathes of Supremacy & aleg[iance adminiſtered] To theſe whoſe names are underwritten

of the *Ann* which arrived at *James Cittye* the 5 of *Sept[r]*

Thomas Faireley of *Worceſter* in *Worceſterſhire* gent.
Owen Dawſon of S[t]. *Martins in the fields* joyner & . . .
Ralph Buckridge of *Sutten* in *Barkſhire* gent.
John Crampton of *Bolton in the Moore* in *Lankaſhire* Cha[ndler]
William Poole of *Preton* in *Anderneſſe* in *Lankſhire* . . .
Thomas Crompton of *Bolton in the Moore* in *Lankaſhire* . . .
Simon Withe of *London* bricklayer
Thomas Siſſon of *London* haberdaſher.
William Kempe of *Howes* in *Leiceſterſhire* ge[nt.]
Thomas Warden of *Ely* in *Hampſhire*, huſband[man]
Edward Rogeres of *Porbery* in *Somerſhire*, carp[enter]
William Jones of *Michmanfell* in *Hereford ſhire* . . .
John Baker (about 17 aged) in *London* joyner
William Kelloway aged about 20 of *Poorchmouth*, huſbandm[an]
John Gowton of *Hatfield* in *Surrey*, gent
John Downes of *London*, Grocer
Thomas Roper of *Malden* in the County of *bedfordſhire*, gent.

Of the *Bonny Beſs* w[ch] came to *James Citty* the 12 of *Sep[r]*

John Bath of *London* Leatherſeller.
Will[m] Fitzgeffrey of *Staple Inne* gent
George Syberrye of *London* tallow-chandler.
Henry Fell of *Chriſtchurch* in *Oxford*, ſtudent.
Theodore Pettus of *Norwich* gent.
Robert Collins of *London*, haberdaſher.
John Pegden of *London*, gent.
Joſyas Harr of *London* haberdaſher.
John Eman of *London* goldſmith.
George Fitzgeffrey of *Howton Conqueſt* in *bedfordſhire* gent.
Henry Cheyney of *York* marchant
Robert Conſtable of *North Allerton* in *Yorkſhire* gent
George Pacy of *London*, grocer.
John Weſt of *Witley* in *Surrey*, huſbandman.
Auſten Smith of *London*, Carpenter.
Edward Hoſyer of *Ratcliffe*, vintner.
Henry Syberrye of *London*, chandler.
Thomas Weſt of *London*, coop[er].
James Holt of *London*, Carpenter.
Alexander Gill of *Maldon* in *Bedfordſhire*
Ralph Martin of *Bachain Somerſhire*, huſbandman.
John Dyer of *London*, Carpenter
John Prieſt of *Langport* in *Somerſetſhire*, tayler.
Richard Crouch of *Howton*, in *Bedfordſhire* carpenter aged about . . .
Samuell Weauer of *London* aged about 18
Roger Rodes, W[r]. *Fitzgeffreye* his ſervant of *Dowton* in *Wilſhire* (aged about 19) . . .
Thomas Sexton of *London*, one of *Chriſts Hoſpitall* age about 17
Moyſes Stone of *Longworth* in *Barkſhire* aged about 18

. . . a

. . . a *dutch* noate under the hands of certayne ſaylers of . . . of the *Everett*[1]

having loſt our [ſhip in the] *Weſt Indyes* & we ſhould with our ſhip & our pinnace called . . . *Everett* both go to *Virginia*. now that wee can not finde our ſhip [in the] *West Indyes*, ſo have we no truſt or confidence to ſayle with our Mr [Maſter] by reaſon of his hard goverment ouer us & want of all things. This noate under theyr hand they made to lett the Mr know why they [were] unwilling to go ouer to *Virginia* which noate *Bowen* (that wrote it) [put] downe before the Mr of the *Flufhinger* who took it up (*George Jennyſon* being with him) & read [&] threw it from him, & *Georg Jennyſon* himſelf tooke it up.

1 After all this, they ſayde if hee would fitt his ſhip & cask, they would go with him, which afterward they did.

2 Further in *Virginia* about the 20th of *July* in this riuer the Mr demanding of them whether they would go home wth him (if he could victuale the pinnace) or no *Bowen John Floures* & *Alwin Danyell* they anſwered they would not.

3 Further ſince they came into the riuer divers of them have hyred themſelves out.

4 *Alwin Danyell* tooke away his cheſt without the Mrs priuity or conſent

5 *John Flores* told the Mr that hee were beſt ſell the bark that ſhe was old & would be eaten up with wormes

6 *Alwin Danyell* ſayde hee had rather looſe his wages, then go with the Mr

[To] the 1 They affirm that the Mr ſayde if any *frenchman* or other ſhould come thither hee would leaue the bark & them there & go with the *frenchman*.

John doth not remember the mention of the *Frenchman*, the reſt hee doth, of leaving them there *vizt*.

to the 2 They affirm that they then wanted victuall, tight cask, rigging & had but one anchor.

John ſayth that they had not one good cask they were ſo eaten with wormes and had but one anchor & wanted ſome ſmall ropes.

To 2 *Alwin Danyell* ſayth hee did not denye to go home if the Bark might be victualed

To the 3d They hyred themſelves forth becauſe the Mr had no victuall to feede them

To the 4th Hee went aboard, thinking the Mr had beene there, but in his abſence hee called the Mrs boy & ſhewed him what was in the cheſt.

To the 5 *John* confeſſeth this.

To the 6 *Alwyn Danyell* ſayth he ſpake thoſe words becauſe the Mr called him dog, & rogue, & bid him go aſhore.

November 19th [1623]

[A COURT helde] *November* 19th [1623]

p̄ſent

Sr ffra: Wyatt Gouernor & [*Chriſtopher*] *Dauiſon* Secr

Sibill Royall widow ſworn & examined ſayth . . .

To the firſt, that it was layed together the ſame night

To the 2d, that the fowle linnen was taken away next morning, Mr *Pott*, *Anthony*, *Randall*, and ſhee being p̄ſent Shee neuer ſaw ye Dr and his wife, or either alone in the houſe, nor looke into any trunke

To the 3d ſhe ſayth, that *Anthony* told her, that he ſ[aw] ye Dr and his wife looking in ye trunke, to which [ſhe] replied *what of that, why*, ſays he, *there was no body* [*there*?] ſhee verily thinketh, that it was vpon *Thurſday*, ſhe ha[uing] then waſhed the bucke, and ytt being in the euening at candle lighting To the 4th, ſhee knoweth of no money, but

[1] The exact date of this cannot be ascertained. It belongs, however, in the latter part of the year 1623.

but what was [counted] out in the ꝑſence of Mr *Pountis*, which was as neere [as] ſhee remembreth, ſeuen pounds, ſome peeces of gold among [it]

A warrant to Mr *ffarrar* to bring in the acco[unt] of Mr *Jordan* his eſtate by the laſt Day of [*De*]*cembr*

Another warrant to Mrs *Jordan*, that M[r] [*Farre*]*r* put in ſecuritye for the ꝑform-ance of [her hu]ſbands will

Alſoe an abſtract of this order to be deliv'ed to Sr *George Yeardley*

November 20th [1623]

[A COURT helde] *November* 20th [?] [1623]

ꝑſent

Sr *ffrancis Wyatt* Gouernour &c. & *Chriſtopher*] *Daviſon*

Phetiplace Cloſe ſworne & examined ſayeth that [he] being to go the March to *Chicohamani*, Adviſed [*Thomas*]*Bilby* (being ſick) to make his will. Wherup[pon *Thomas*] *Bilby* told *Lewis Bayly* that all which he had [he would] giue to him

Willm Hall ſworn & examined ſayth that being . . . *Hall* & . . . *Lewis Bayly* telling *Th*[*omas Bilby*] that ſhortly [he would] peck over the perch, *Bilby* [ſaid] that if he did no body ſhould fare the better for [that] hee [1]

1623 *December* 11th

ꝑſent

SR *GEORG YEARDLEY* Mr *Treaſurer Chr: Dauiſon* Dr. *Pott*, Capt. *Smith*

Sr *George Yeardley* (having tendred the payment of 2000l waight of Tobaco to Mr. *Southern* for the uſe of *Crackplace* due by bond) he deſireth to bee releaſed of the forfeyture of the bond; this Court [now] take notice that Mr *Southern* hath releaſed Sr *George Yeardley* of the forfeyture

(Theſe 3 exaṁ were examined apart)

Thomas Nun ſworne & examined ſayth that the people of the houſe did ſay that Capt. *Wilcocks* or Capt. *Barwick* had had a hogſhead of Cider & certayne powder & ſhott & ſhoes

Bartlemew Blake ſworne & examined teſtifyeth the ſame & doth not know any thing hee had of his own (beſides the goodes mentioned in the Inventory), but A Pott of butter & a loafe of Sugar, 2 rundletts of Aquavitae contg about 20 gallon Whereas Capt. *Sampſon* ſayth that vpon a report that Capt *Barwicks* . . . was delivered ſome 2 tuns of his own goodes aboord the the *Furtherance*. Capt. *Sampſon* would not receaue it at the firſt becauſe hee brought no tickett from the Company, but afterward he bringing a tickett from them, hee did receave it aboard

Nun ſayth that hee was at the packing up of thoſe goodes ſent in the lighter which were pitch & tare & certayne tooles & nayles which did belong to the Company. & ſayth further that there were 2 hogſheades of tobacco were packed up wth tobaco, wch were taken out of the houſe, one of wch conteyning 220li waight of tobaco this exaṁ packed up himſelf & was ſent home in the *Temperance* Sayth that Capt *Barwick* upon ſome occaſions made him a ſtranger to all authoritie & ſayth further, that he knoweth of one hogſheade of meale belonging to the Company ſold by him to *Rich Taylor* alſo of 30l of cheeze, ſold to the ſame man alſo 3 gallons of oyle, 10 payre of Shoos, & aquavitae (but he knoweth not the quantity of that) ſold to the ſame man, & ſayth alſo that ſome few days before his death he appointed this exaṁ to pay a buſhl & ½ of oate meale to *Georg Grimes*, & wiſht this exd to be cloſe in this buſines or the world would cry ſhame of

[1] The sentence breaks off here, and the rest of the page is blank.

of him & further ſayth that of the Tobacco w^ch was in the howſe he did bequeath 40^l waight of Tobaco to the Church w^ch this exam̃ ſayth was payed to *Nath. Reynolds* one [of] the church wardens

Bartlemew Blake ſworn and examined ſayth that he had heard the fellowes of the howſe ſay that Capt. *Wilcocks* had of Cap . . . A hh of cider, & certayne To[bacco] & poude[r] & ſhott & ſaw him deliver poude[r] & ſhott to Serjeant *William*[*s*] . . . ſhott out at a back doore & received of the ſayd *Williams* a cheſt of Tobacco, to the quant[ity (he] thinketh) of 100^li waight & ſayth that he ſold certayne ſugars & ſpi[ce] to others & that to his knowledg . . . nothing but his apparrell bedding & . . . that hee had not ſo much as a diſh or a ſpoon of his ow[n] & that of all the cheeze brought out when M^r *Elhate*(?) came in they had neuer more than 2^li a peece & ſayeth that hee packed up 2 hh of t[obacco] w^ch he thinketh were ſent for *England*

Silveſter Balldwin ſworne & examined [ſaith] he doth not know of eny goods Capt *Ba*[*ldwin* had] of his own but his bedding & appa[rrell] he had not a diſh or a ſpoone of his ow[n] & ſayeth that Serjeant *Williams* had ſome neceſſary powder, ſhott, ſtockings & ſhooes, but he knoweth not what quantity, & that he deliuered him a hh of tobacco & other tobaco under the writ of . . . & ſayeth farther that Capt. *Wilcocks* had a hh of cider of him & certayne ſhooes & ſtockinges & that he ſold to *Rich Taylor* a hh of meale & that he ſold ſugar & ſpices to M^r. *Kingſmale* for w^ch he rc̃d tobacco of him & that there were 2 hh of tobacco packed up & wayed at M^r. *R* . . .[s] ſtore & ſent away, but he knoweth not in what ſhip

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7^th of *January* 1623.

A COURT was held the 7^th of *January* 1623.

p̃ſent

Capt *ffrancis Weſt* M^r *Treaſurer* and doc̃tor *Pott*

A certaine differenc ariſinge betwixt *Tho: Luſcam* and *Supre Clarke* on th' one p̃tie And the ſucceſſors of Capt *W^m Powell* deceaſed And Capt *W^m Perſe* one th' other p̃tie concerninge an agreement for Wadges for a Vioadge in the *ffurtherance* the ſaid *Luſcam* and *Clark* p̃ferred a Pettic̃on

Capt *W^m Eden* (*alias*) *Sampſon* aged about 35 ſworne and examined ſaith That Capt *W^m Powell* in the p̃ſence of Capt *W^m Perſe* and the 2 ſaylo^rs *Luſcam* and *Clarke* aforenam'd did giue authority to himſelfe to agree for wadges in Lieu of his Mate *Ed: Croſſe* and *Rich: Croſſe* to be employed for wadges And ſaith further that they would condeſcend to whatſoeu^r condic̃on the ſaid Capt *Eden alias Sampſon* ſhould agree with them for w^ch amounted to more then the wadges of the ſaid *Ed: Croſſe* and his Sonne by fiftie ſhillings p̃ month And that they condiſcended to pay the ou^rplus of wadges till they ariued in *England*.

Itt is ordered that the ſucceſſo^rs of Cap^t *W^m Powell* deceaſed and Capt *W^m Perſe* ſhall diſcharge the 2 aforeſaid Saylo^rs the ou^rplus of wadges before menc̃oned goinge along in the *ffutherance* till theire arrivall in *England*

Itt is further ordered that a Warrant ſhould be ſerved vppon the bodyes and goodes of *Ed: & Rich: Croſſe* in the behalfe of the ſucceſſo^rs of Cap^t *W^m Powell* and Cap^t *Perſe*.

Itt is Alſo att the ſame Court ordered that Cap^t *W^m Perſe* admiſtrato^r to *Nicholas Elford* lately deceaſed ſhall pay vppon ſight of a c^rteine bill p̃ferred for ſome goods bought and Received by the ſaid *Nicholas Elford* out of the *ffurtherance* w^ch amounted to the ſum̃e of 16^li 19^s. 0^d. as apeared by very ſufficient teſtimony.

Att y^e ſame Court a difference ariſinge betwixt *George Mynifie* one the behalf of *Thomas Hamor* deceaſed and Liueteñt *Tho: Gibbes* concerninge a ſuppoſed b^rgaine betwixt them. M^r. *Edward Blany* aged about 28 yeares examined uppon his oth ſaith that (beinge called to wittnes a bargaine betwixt them together w^th M^r. *Benett* y^e Miniſter) *Tho: Ham^r* b^rgained w^th Liueteñnt *Gibbs* to deliu^r him 4 Cowes And to warrant them all

w^th

w^th^ Calfe And alſo to make good thoſe Calues for y^e^ firſt yeare In conſideracõn whereof he was to pay 1000^li^ waight of tobaco this Cropp. The time of this b^r^gaine was about *Chriſtmas & Anno Dñi* 1622.

Itt is ordered that this buſſineſs ſhalbe defferred till the Cominge of the Governo^r^ and vntill M^r^ *Benett* beinge another Wittnes can be p̄duced. And that Liueteñnt *Gibbes* ſhall putt in ſecurity before the *George* go fro' *James Citty* that if he be caſt in law to pay the Tobacco as the Court ſhall order it.

January the 9^th^ 1623.

A COURT was held *January* the 9^th^ 1623.

p̄ſent

Cap^t^ *ffrancis Weſt* M^r^ *Treaſuro^r^* and doc̄to^r^ *Pott*

Whereas itt appeares by a deed vnd^r^ the hand of *Daniell Gookin* gent That *Rich: Kenſam* Maiſter of the Shipp called the *Mary Prood* ſtands engaged for the p̄p̄ [proper] debts of the ſaid *Daniell Gookin* (*viz^t^*) in 200^li^ ſterling bond to *Robert Roberts* of *Briſtow* for payment of 65^li^ And in 200^li^ bound more for the payment of 127^li^ And whereas M^r^ *Daniell Gookin* by the ſaid deed doth Coveñnt w^th^ him that ſo much goodes and Comodities ſhalbe deliu^r^ed to the ſaid *Richard Kenſam* as ſhall ſuffice to ſattisfie the ſaid debts, to be deliu^r^ed into his cuſtody to be caried home in the ſaid Shipp. Now in reſpect the Shipp is Growne vnſerviceable by the default of Cap^t^ *Richard Richmond alias Sheapeard* who as it appeares to vs by his Comiſſion had the ſole Comand and diſpoſinge of the ſaid Shipp and Mariners neither would he follow the advice the ſaid Maiſter for the apparant benefitt of the owner nor gi[ve] him meanes for the p̄vention of the ruine that is befalne the Shipp.—*Itt is therefore ordered* that Liueteñt *John Richmond* (*alias*) *Sheaperd* ſhall deliu^r^ vnto the ſaid *Kenſam* ſo much Tobacco as ſhall ſuffice for the diſcharge of the debts aforeſaid he givinge in bonds to the vſe of the ſaid *Daniell Gookin* of 200^li^ ſterlinge to deliu^r^ a faithfull acc[t] of the p̄ceed of the ſaid Tobaco And to deliu^r^ the ou^r^plus ([if] any be) vnto the ſaid *Daniell Gookin.*

Att the ſame Court touchinge a controverſ[ie] betwixt M^r^ *John Chew* and *W^m^ Douglas* [about] wine Meale & other things of the goods of m^r^ [*Chew*] w^ch^ weare ſpent in y^e^ Shipp called y^e^ *Margre*[*t*] for y^e^ w^ch^ M^r^ *Chew* demandeth the ſuñe [of] 1738^li^ waight of Tobacco.

ffora∫much as there is not left vndiſpoſed ſufficient (of the [goods] belonginge to M^r^ *Langley* deceaſed M^r^ of the ſaid S[hipp for] the ſatisfacc̄on of the ſaid debt.

Itt is ordered that the Cables and Ancho^rs^ and ſuch th[ings as] are not already priſed in the Shipp ſhall now be [given] to the vſe of the ſaid M^r^ *Chew.*

Att the ſame Court touchinge the buſſines betwixt M^r^ *Weſton* and *James Carter* about *Maunder*

John Howbeck aged 35 ſworne and examined ſaith that the Shipp called the *Sparrow* was M^r^ *Weſtons* and y^t^ M^r^ *Weſton* bought *Beegam* out of the ſaid ſhipp and goods before ſhe came fro' *Plimmouth.* And that the ffiſh that was taken att *Canada* brought hither was y^e^ p̄p̄ goods of M^r^ *Weſton. Itt is ord* . . .

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vii^th^ of *March* 1623.

A COURT held the vii^th^ of *March* 1623.

p̄[ſent]

the Gouerno^r^ S^r^ *Georg Yeardley* M^r^ *Treſurer* doc̄to^r^ *Pott* Cap^t^ *Hamor* & M^r^ *Pountes*

Solomon Greene aged about 26 Sworne & examined ſaith that Cap^t^ *Whittakers* did lett one of the Companys tenants named *John Vaughan* vnto Enſign *Savadge* for a yeare

&

& the fellow was to have 100li tob: & 3 barrels of Corne for his half ꝑtes & Enſigne *Savadge* was to go a tradinge vioadge wth Capt *Whittakers* on a ſhallop when he ſhould demand him for his ꝑte of the mans ſervice, and whereas Capt. *Whittaker* alledgeth that Enſigne *Savadge* writt to him for Cloths for the tenñt it was in regard the tenñt ſaid that there was Cloths due him fro Capt. *Whittakers*

Capt *Ralph Hamor* ſaith 8 basketts of Corne cont' each basket 21 Cans at *Machepongo* wch ſeemes to be ꝑte of the Corne that *Savadge* bought of them for truck pd [?] formerly to him by me & that I think thouſand or therabout of blew beads but did not vnderſtand wherefore they weare left in my ſhallopp

Capt *Tucker* ſworne and ex ſaith that the Laughing King ſent in the quantity of twelue buſhells of Corne or thereabouts. and ſaid it was for the great King as Enſigne *Savadge* ſaith ſo farr as I remember

Mr *Pountes* ſaith that Enſigne *Savadge* told him the laſt Suñer that the laughinge kinge had ſent the Gouernor 20 tubbs of Corne the ſame did the laughinge kinge afirme at his now [?] beinge there Enſegn *Savadge* being his Interpretor

Sr *George Yeardley* ſaith that Capt *Jno. West* & Liuetenñt *Gibbs* did teſtifie before him vndr theire hands that theire was owinge by Capt *Thorpe* or *Berkley* Company 8 barrells of Corne to Capt *Nath: Weſt*

Itt is ordered that Sr *Georg Yeardley* ſhall appoint men to priſe Capt *Thorps* goods & return an Inventory to the Court & that Capt *John Weſt* ſhalbe exam[ined] whether this was the ꝑꝑ debt of Capt *Thorpe* or of *Berkley* Co . . .

Thorpe indebted to Mr *Blany* 417li tob:

John Cranage ſhall be ſett free, & doth Covent [wth] Mr. *Treaſurer* till *Chriſtmas* next & to receiu[e] his wadges 100li tob: & 3 barrells of Corne

Henery Wattkins Sworn & ex ſaith that Capt *R* [. . .] ſaid he would paie 6 barrells of Corne to him for th . . . of my lady *dale* wch he being her ovrſeer nevr rec[eived] nor any other to his knowledge

Capt *Nicholas Martin* ſworne and examined ſaith ſaith that *Ed: Giften* cam vpp to the fallinge Creek & adminiſtered Phiſick to eury of the ꝑſons ſpecified the[n ?] went & did that Cure vppon *ffoſſett* who was farre ſpent with the droppſie Cominge downe to *Weyanoa*[*k*] wth Capt. *Martin* & there ſpent 3 weeks in the ꝑfecting that cure, and not the one of thoſe his patients miſc[arried ?]

Itt is ordered that the goods of Capt *Thorpes* ſhall pay this debt vnleſs it ſhall further appeare that the Company of *Berkeley Hundredth* [had] the Corne they to ſattisfie it or if they had [it] ꝑmiſcuouſly they to be paid by Capt. *Thorpe* & the [court] no way conceivinge that this letter vndr Sr *George* [*Yeardleys*] hand bindeth him to the paym'nt thereof

Willm Andrews aged about 25 or 26 years Sworne [& ex] ſayth that he helped to caſie a barrell of Corne to Capt *Nat*[*h: Weſt*] wch *Thomas Harris* lent him and beſides that he lent [enough] for a man all the yeare till corne was gathered but how much itt [was he knows] not

Capt. *Willm Tucker* Sworn and examined ſaith that [he was not] att the bargain makinge but he heard liuetennt *Gibbs* ſ[ay that] Mr *Thomas Hamar* had ſould him foure cowes & a bull [& he] was to make good that the Cows ſhould have four Calfs livinge a yeare for wch liuete[nant *Gibbs*] was to pay him 1000li tob: the brgaine was aboute . . . 1622. Theſe 4 Cowes & the bull were att *Flourdieu hundreth* where l[iuetenant] *Gibbs* lived and had the uſe of them whereof 2 of them dyed & one of them was ſ[hot] by the Indians & the bull was drownd ſwiminge our to *Berkeley hundreth* & was eaten there

Itt is ordered that Capt *ffrances Weſt* & Capt *Iſack M*[*adiſon*] ſhall produce what witneſſes they can in the behalf of Livetent *Gibbs* that they may be examined befor Sr. *Geor*[*ge*] *Yeardley* att *Flourdieu hundreth* & the tryall to be mad[e] [&] he[ld] the 20th of this Month.

9th of

9th of *March* 1623

A COURT held the 9th of *March* 1623

ꝑſent

Capt *ffrances Weſt* Mr *Treaſurer* Doctor *John Pott* Capt *Raph Hamar.*

Richard Grove aged about 28 ſworne and examined ſaith that that [*ſic*] he was bound to Mr. *Procto*r att the firſt but after he was ſhiped the exam demandinge of Mr. *Horne* where his was Mr. *Horne* ſaid that this ex was the man that Mr. *Procto*r appointed that he ſhould have, but bad Mr *Horne* ſay nothinge then of [it] till they were aboard, and that this examinatt was [taken] for Mr. *Horne*s ſervant all the vioadge at Sea [and] ſince they came aſhore wch he nevr heard affir[med or] contradicted by Mr. *Procto*r. and further ſaith that Mr [*Procto*r] ſaid ſince they came to *James Citty* if Mr. *Horne* & this ex were agreed he ſhould be Mr *Horne*s [ſervant]

Phettyplace Clofe aged about 30 ſworne and examined ſai[th] that Mr *Procto*r hath acknowledged the goods that Mr. *Horne* demandeth of Mr. *Procto*r are Mr. *Horne*s

Tho: Flower aged about 20 yeares Sworne and examined ſai[th] that Mr. *Horne* had furniſhed a man to come for this Countrie & when they were ready to come away he told Mr. *Procto*r that his man was ſicke, to wch Mr. *Procto*r ſaid *take no care for a man if youe wilbe ruled by me youe ſhall have one of my men when we come to* Virginia.

Itt is agreed by the conſent of both ꝑties that *Thomas fflow* ſhall be aſſigned our to *Henery Horn* for 3 yeares provided that if the ſaid *Henery Horne* do purpoſe to giue him out or aſſigne him to another Mr. *Procto*r ſ[hall] haue the refuſall of him payeing as an other will . . . *Procto*r is ready to . . . and if there hapne to be any difference betwixt them in theire accompt they are both agreed that *John Smith* & *John B* . . . ſhall devide them

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11th of *March* 1623

A COURT helld the 11th of *March* 1623

ꝑſent

[*Sir*] *ffrances Wyatt* Knight Governor &c Mr. *Treaſuro*r Capt *Smith* Capt *Hamar* & Mr. *Pountes* etc

Capt *Quailes* ſpeeches being red *Itt is ordered* that *Richard Quaile* his Commiſſion ſhalbe Coma[nded ?] from him & he igominiouſly degraded from his degree of Capt his ſword broken and he ſent out o[f] the port of *James Citty* with an ax on his ſhoulder afterwards to be brought in agai[n] by the name of *Richard Quaile*, Carpenter And that he ſha[ll] ſett vppon the pillory wth his eares nayled thereto & they either to be cutt of or redeemed by payinge the fine of 100li ſterli[ng]

12th of *March* 1623

A COURT held the 12th of *March* 1623

ꝑſent

Sr *ffranc*[*is*] *Wyatt* Knight Governr & Mr. *Treaſure*r Docto*r Pott* Capt *Smith* Capt *Raph Hamar* & Mr. *Pountis*

Itt is ordered that notice ſhalbe given in the Church that eury *Munday* a Court ſhall be kept to heare Cauſes and that men that have any buſſines ſhall attend that day for theire diſpaches

Doctor *Jhon Pott* examined and ſworne ſaith that he did condicon wth Capt *Wm Holmes* to giue him one hundre[d] & three ſcore waight of tobacco for thoſe 3 cheſts of phyſick wch ſtood at Capt. *Holmes* his dore & either one of the cheſts or an hogſhead vpon condicn

condicon tha[t] nothing in the cheſts were imbeſiled or ſpoiled ſinc[e] he ſaw them laſt till the tyme of this agreem[t] w[ch] this examinate taketh to be about the end of *Novemb* laſt.

Itt is agreed betwixt them that Do[r] *Pott* ſhall give him one of [the] Cheſts & one hundredth & threeſcore pounds of tobacco [on] the payment of the tobacco Cap[t]. *Holmes* is [to] . . . 7 gallons of Sacke w[ch] is a concluſion of all . . . accompt betwixt them.

. . . aged 27 Sworne and ex ſ[ai]th th[at] he [owed a bond] of 80[li] ſterlinge to be p[d] in *England* to *Bartlemew* . . . there is a bond to *John Bland* & Copany for 140[li] ſterlinge More to the owners of the *Abigaile* 7[li] 10[s].

. . . *Cage* aged 27 Sworn and ex ſaith that ther was a man intended for Liuetenñt *Hariſon* w[ch] went aſhore att *S[t]. Chriſtopher* in the *Weſt Indies*, and Could not be gott aboard againe, but by whoſe order he went aſhore he knoweth not.

Nicholas Green-hill aged 25 Sworne and ex ſaith that at M[r]. *Bens* requeſt M[r]. *Denis* gaue *W[m] Royly* leaue to go aſhore att *S[t]. Chriſtophers* in the *weſt Indies* who was a man ſervant ſhipped by M[r]. *John Harriſon* to come for Livete[nnt] *Hariſon*, and the man was there loſt & came not abord againe. And [furth]er ſaith that 2 or 3 dayes after this *Robert Crew* asked leaue to go af[hore] [whi]ch time M[r]. *Dennis* ſaid that there ſhould not a man of them go aſh[ore] vnleſt one would be bound for another, before w[ch] time he remembreth not that M[r]. *Dennis* made any ſuch Caution.

For *Rich: Steevens* debt 100[li] tob:
To M[r]. *Sothern* for *Iſraell Knolls*.. 50
To M[r]. *Soame*..... 60
John Gill.....120
} appointed to be p[d] by M[r] *benet* vnd[r] his hand

[D]ept fro' *Sam: Talbott* of 59[li] tob: of w[ch] he had loſt M[r]. *Benets* noa[t]
[Deb]t of M[r] *wolrich* for 30 fro' M[r]. *W[m] Benett*

Suit Cap[t] *Harvy*

Nathaniell Reeve aged 40 Sworne and ex ſaith that M[r] *White* asked him if he weare intended to go to *Canada* & return hither again or no he Anſwered that he would not make him acquainted what he meant to do. and would not ſett his hand to the noat.

23[th] of *March*

[CO]URT held the 23[th] of *March*

p̄ſent

S[r] *ffrancis Wyatt* Knight [Gov]erno[r] &c Cap[t]. *ffr: Weſt* Doc̄to[r] *Jn[o] Pott*, Cap[t] *Raph Hamar* & [Ca]p[t] *Roger Smith.*

Cap[t] *W[m] Holmes* Sworn and ex ſaith that M[r] *Chew* agreed w[th] M[r]. *Calcar* for a bed a Covering vallence Curtains pewter &c to the vallew of 303[li] of tob: or there abouts for M[r]. *Will[m] Ben*[ets] vſe

Vppon M[r] *John Chews* acknowledgment that he is endebted vnto Cap[t] *W[m] Holmes* in the ſome of 99[li] of tob: *it is ordered* that he ſhall forthly pay itt.

[*Ma*]*rch* the 24[th] 1623

COURTE [held] [*Ma*]*rch* the 24[th] 1623

p̄ſent

[S[r] *ffrancis Wyatt*] Knight Governour &c Cap[t] *ffrancis Weſt* Doc̄to[r *Jn[o] Pott*] and Cap[t] *Hamar.*

Nathaniell Reeve the Boatſon Sworne and ex ſaith [that] he could not reſtreine 18 of the Saylo[rs] fro' cominge they alledginge that they would not work till they had [talked ?]

[talked ?] w^th^ the Maiſter, notw^thſtand he ſaid that if the Go[vernour] [w]as he, he would ſend a peece of ordinance after them. he further ſaith that att Cap^t^ *Harves* going vpp into the Cuntrie he k[new] not of aboue foure or fiue of the Shipps Compa but were minded to come back fro' *Canada*

Cap^t^ *Harvy*.

to the firſt he anſwers that he told him there ſhould none be aboue him except himſelf.

to y^e^ 2 he ſaith that he hath often tould that if any man . . . to him in the ſhipp lett me be informed & I will . . . of.

to y^e^ 3 he ſaith may be he asked him ſome things that he would not . . . him of

to y^e^ 4 he neu' [never] ſaid abſolutly that he went as a paſſenger but ſaid *what if I go as a paſſenger*

to the 5 he ſaith he hath cancelled it.

to the 6 he hath publiſhed it to the Maiſter & hoped there ſhould [not] haue been any need to publiſh itt to others.

to the 7 for the Charge of the viogh his accompts will ſhew itt.

to the 8 he abſolutly denieth that he ever ſaid ſo.

The Gouerno^r^ askinge Cap^t^ *Harvy* if he would be ſworn to theſe things he . . . tooke vpp the paper w^th^out beinge required & red the articles & thus anſwered [*I ſwear* ?]

M^r^ *Dennis* Sworne and ex ſaith that uppon *Newport Key* Cap^t^ *Harv*[*y* &] M^r^. *White* beinge att controverſie about the proceed of [the] vioadge, he heard Cap^t^ *Harvy* ſay *will you not g*[*o*] *vppon yo^r^ vioage I will take ſom courſe from the* [*Governour &*] *the Counſell to force youe to go. What will youe* [*not*] *p̄mitt me to go as a paſſenger in my owne ſhipp*

Tho: Edwards ſworn and ex ſaith that he havinge Comiſ[ſioned] M^r^. *Bland* by Cap^t^ *Harvy*s p̄miſe to lade abord the *Southamp*[*ton*] certain goods ladded them by the leaue of Cap^t^ *Harvey*, a[nd] M^r^. *Guyer* as M^r^. affirmed y^e^ bills of ladinge. And he conceved M^r^. *Guyer* to be Maiſter and Comando^r^ but Cap^t^ *Harvy* had the ſuperiority

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10^th^ of *May* 1624

A COURT was held the 10^th^ of *May* 1624 Whereat was p̄ſent

S^r^ *ffran: Wyat*, Governour, Cap^t^. *ffran. Weſt*, S^r^ *George Yeardley*, M^r^. *George Sandys* Threſo^r^ D^r^. *Pott*. Cap^t^. *Roger Smith*, & Cap^t^ *Raph Hamor*.

Whereas it appeared to this Court by ſufficient proofe & his owne confeſſiō that *Ed: Sharples*, being ſworne Clark to the Counſell of State, hath betrayed our Counſells & intentions, in giveing Copyes of our wryteings & Lr̄es to the Kings ma^te^ & the L. of the privye Counſell, to ſome of the Coñiſſion^rs^ out of p̄miſe of reward, &c. *This Court hath adiudged* that he ſhalbe ſet vpō the Pillory in the m^r^ket place of *James Citty* & there to haue his eares nayled to it, & cutt of.

It is alſo ordered at the ſame court that a lr̄e ſhalbe ſent to the Company in *England* to manifeſt M^r^. *Pory* his ſubornatiō of our foreſaid Clark & his puniſhmt

*Ordr^d^* that Whereas *Rich: Barnes* had uſed baſe & detracting ſpeeches concerning the Govno^r^ he deſyres to be abſent, & that the reſt of the Counſell would examine, & cenſure the buiſineſs The Counſell have therefore ordered that *Rich: Barnes* (for his opprobrious & baſe ſpeeches of the Governour) ſhall be diſarmed, & have his armes broken & his tongue bored through w^th^ a awl. ſhall paſs through a guard of 40 men & ſhalbe butted by every one of them, & att the head of the troope kicked downe & footed out of the fort: that he ſhalbe baniſhed out of *James Cittye* & the Iland, that he ſhall not be capable of any priviledge or freedome of the countrey, & that (before he goe out of the Iland) he ſhall put in ſuretyes of 200^li^ bond for the good behaviour.

xxj^th^ of

xxjth of *June* 1624

A COURT held the xxjth of *June* 1624

p̄ſent

S^{r}. *ffrancis Wyatt*, S^{r}. *George Yardley*, Doctor *Pott*, Cap^{t} *Roger Smith*, and Cap^{t} *Ralph Hamer.*

It is ordered at this Courte y^{t} M^{r} *Robert Evers* ſhall appere heere at the next Courte, Concerninge his Clayme to *Hogg Iſland*, or otherwiſe to Appoynt An Attorney vnder him, to Deale for him, in caſe himſelf cannott come.

Charles Harmer aged 24 or therabouts ſworne and examined ſayeth that about the 22th daye of *June* laſt paſt Cap^{t} *W^{m} Epps* to[oke] this Exam̃ along wth him to Enſigne *Savage* his howſe where y^{e} ſaid Cap^{t} *Epps* told Enſigne *Savage* he had ſlandered him in ſaying y^{t} he ſtood in feare of his liefe of y^{e} ſaid Cap^{t} *Epps*, wherevppon the ſaid Cap^{t} *Epps* Did laye y^{e} ſaid Enſigne *Savage* necke and heeles, and ſayeth y^{t} the ſaid Enſigne *Savage* gaue Cap^{t} *Epps* noe ill language y^{t} he did heere

It alſoe ordered that the next *Sabath* day in the tyme of devine ſervice *Ellnor Sprage* ſhall publickly before the Congregatione, Acknowleg her offence in Contractinge her ſelfe to two ſeverall men at one tyme, and penetently Confeſſinge her falte ſhall aske god and the Congregationes forgiueneſs

And to prevent the like offence in others, *it is ordered* that every miniſter give notice in his Church to all his pariſhioners y^{t} w^{t} man or woman ſoeuer ſhall vſe wordes Amountinge to A Contract of mariage to ſeverall p̄ties though not preſice and legall, yet ſoe as may intangle and brede ſcrouple in theire Conſeyences, ſhall for ſuch their offenc vnder goe either Corporall puniſhment as whippinge or other puniſhment by fine or otherwyſe Accordinge to y^{e} qualletie of y^{e} p̄ſon offendinge.

Theſe Examinations were taken y^{e} 24th of *June* 1624 before
Doctor *John Pott* and Cap^{t} *Roger Smith*

George Vngwine ſworne and examined ſayth y^{t} he havinge [beene one of] the watch laſt night did not ſee any p̄ſone that night [about] the forte (ſaue only M^{rs} *Paſmore* who came to enquere . . . but as Concerninge the breakage vpp of M^{r} *Abraham Perſe*[*y*'s ſtore] hee knoweth nothinge

James Rylei ſworne and examined ſayeth y^{t} hee beinge one of y^{e} watch that night did nott ſee any ſuſpicyous p̄ſons walking abroad y^{t} night neyther doth hee know any thinge of the breakinge of M^{r} *Perſeys* ſtore and fourther ſayeth y^{t} hee ſawe 2 fellows y^{t} cam cloſe vnder the Countrie howſe about x of the clock and hee ſaid to them (*que vulla*) to whom they anſwered y^{t} they could not gett in to S^{r} *Georges* howſe for that y^{e} dore was lockt and ſoe they went to get in at y^{e} back Dore and as hee thinketh y^{t} *Thomas De la maior* or one *hatch* was of them

William Carter ſworn and examined ſayeth y^{t} hee beinge one of y^{e} watch the laſt night did nott ſee any Suſpicyous p̄ſons walking about neyther doth he know any thinge of the breaking of the ſaid ſtore

Nicholas marteu ſworne and examined ſayeth y^{t} hee beinge one of y^{e} watch the laſt night ſayeth hee ſtoode Centry y^{e} ſecond watch, but did not ſee any ſuſpicious p̄ſons walking abroade y^{t} night, neyther doth hee know any thinge of y^{e} breakinge of M^{r} *Peerſies* ſtore

Richard Mounford ſworne and examined ſayeth y^{t} he beinge one of the watch y^{e} laſt night and ſtood y^{e} laſt watch Centrie, did not ſee any ſuſpicyous p̄ſons walkinge abroade that night, neyther doth hee know any thinge of y^{e} breakinge of the ſaide ſtore.

[*John*] *Burrows* gen̄t ſworne and Examined ſayeth, y^{t} about *whitſon munday* laſt M^{r} *Thomas Allnutt* meetinge wth him, Told this Exā. y^{t} now he knew who it was that ſhould ſteele *mara Buck* away (ſaid y^{t} it was noe ſmale one, but y^{t} it was A great one) And further this Exam̃ ſayeth y^{t} he beinge very ymportunate wth M^{r} *Allnutt* to tell him who

who it was, the ſaid *Thomas Allnutt* ſaid yt was Mr *Sandys*, ye miniſter, and that he had rather Mr *Richards* ſhould have her then he

Ellnor ye maide ſervant of *Thomas Allnut* ſworne and examined ſayeth, yt ſhee hard her Mr and Mrs ſay yt *Mara Buck* [was] ſtolen away and yt then this Exa: tolde her Mr and Mrs yt *Francis Dunninge* ſervant to Capt *Mathews*, told her that there was one of yt ſide ye water would take away a maide from this ſide, but named neyther of ye p̄ties, where vppon her Mr and Mrs ſaid they could not deviſe who ſhould take her Away, except it ſhould bee Mr *Sandys* ye miniſter

Bridgett Burrows ye wife of *John Burrows* gent ſworne & examined ſaith yt uppon *whitſone Tewſday* in ye morninge Mrs *Allnutt* came vnto her and told her yt now ſhe knew who it was, and ſaid yt was Mr *Sandys*, and this Exa: demandinge of Mrs *Allnutt* how ſhe knew it, ſaid yt her maides Countreyman dwellinge one the other ſide ye water, told her that there was A maide of this ſide yt was to be ſtolen away by one from the other ſide . . . asked her anything concerninge yt matter yt . . . Deny it, but ſhe ſhould . . . to any bodye ells, and further this Exa ſay[eth that] this tyme Mr *Allnut* moved the match [as it was] very Convenient and fitt for him

John Jackſone ſworne and examed ſayeth yt being [at Mr *Burrows*] his howſe, Mr *Burrows*, ye p̄voſt marſhall beinge p̄ſnt, vppon ſome report yt *Mara B*[*uck*] be ſtolen away, Mr *Burrows* ſaid yt he had rathe[r Mr] *Richards* ſhould have her then a ſtranger, or any other [he] did nott know, and therefore wiſhed Mr *Richards* yf hee could love her, to make [a match(?)] yf he could gett her goodwill, to p̄vent others Mr *Burrows* wiſht it might be Devulgd abro[ad to] p̄vent any ſuch intent in others, foorther this [examinate] ſayeth yt Mrs *Burrowes* prayed her huſband nott to trouble himſelf, for ſhe would look to her . . . ſtolne and beare ye blame yf ſhee were ſtolne, this Exa: fourther ſayeth yt walkinge in the Iſland wth Mr *Richards* [he] aſked him whether he had any ſuch intent to mary *Mara Buck*, wch Mr *Richards* vtterly denied

Thomas Allnutt ſworne and Examined, ſayeth yt vppon *whit Monday* at night, Mr *Burrows* vppon the reporte of *M*[*ara*] *Buck* her ſtealinge away, ſaid vnto this Exa: yt hee [would] rather Mr *Richards* ſhould have her then one he [knew] not, and asked this Exa: yf hee were nott of the ſ[ame] minde, to wch he anſwered *yes*, and foorther Mr *Burr*[*ows*] asked this Exa: wiefe whether ſhee ware nott of ye ſa[me] minde to, to whom ſhe anſwered *yes*.

Mrs *Allnutt* ye wiefe of *Thomas Allnutt* ſworne and examined ſay[eth] yt *Ellynor* her maide did tell her, yt her Countrey man [who] dwelleth wth Capt *Mathews* did tell her yt there was one [of] theire plantatione yt intended to ſteale Away a maide of this ſide, And thervppon this Exa: ſuſpected it was Mr *Sandys* ye miniſter, And accordinglie went to Mrs *bourow* and Acquainted her yt ſhe thought it was Mr *Sandys*

And fourther *Randall Sallwood* formerlie . . . *Burrows* hath been very Diligent . . . teachinge of *Mara buck* to reade in the Bible, but ſayeth yt the ſaid *Mara* was very Dull to take her lerninge

John Jackſone formerlie ſworn ſayeth yt Mrs *Burrows* to his Knowledge hath divers tymes taken great paynes in teachinge ye ſaid *Mara Buck* in ye bible, but ſayth yt ſhee was very dull in taking her learninge.

***Yt** is ordered* at this Court yt mr *John Burrows* ſhall give ſecuritie unto the overſeers of Mr *Ric̄ Buck* his laſt will in ye ſome of 100 pounde, yt neyther hee nor his wiefe ſhall p̄mitt or ſuffer any motione of marriadge to be made to *Mara buck* or yf any ſuch ſhall bee, yt they ſhall as ſoon as they ſhall haue notice thereof, make ye overſeer or overſeers, Acquainted therwith to the end they may vſe their beſt adviſe eyther in furtheringe or p̄ventinge ye ſame

Yt is further ordered at this Courte yt *Robert Evers* bee warned to appeare heere one *monday* next beinge A Courte Day to bringe his Patent or Divident for *Hogg Iſlande.*

Yt is further ordered yt ye differenc, between Capt *Hamer* and Livt *Gibbs* ſhelbe harde and Decided one ye next Courte Dye becauſe they then expect more of the Counſell to bee p̄ſent

24th of

24th of *June* 1624

AT A Court held ye 24th of *June* 1624

p̄ſnte

Sr *ffrancis Wyatt* Gourno . . . Sr *George Yardly*

Mrs *Jaine Kingſmell* ſworne and examined ſayeth yt aboute 2 moneths laſt paſt Cominge through Mr *Bucks* entrie at the Dore, ſhee hard *Robert Marſhall* aske *Ellinor Sprage art thow mine* to wch ſhe replied, *yes wth all my harte, and thow art myne art thow nott*, to wch ye ſaid *Robert marſhall* ſaid *yes* and thervppon they both took handes, and ye ſaid *Robt marſhall* requeſted this Deponant to beere witnes and then they both went wth this Deponent to ye water ſide, and by the way ye ſaid *Robert* and *Ellinor* vſed many ſpeeches concerninge theire weddinge apparell, and to have the bannes asked.

Raphe Griffith ſworne and examined ſayeth that about 2 moneths laſt paſt Cominge wth his Mrs Miſteris *Kingſmell* through Mr *Bucks* entry at the Dore he harde *Robert marſhall* aske *Ellinor Sprage is it A match, art thow myne*, to wch ſhe anſwered *yes*, and ſaid to *marſhall art thow myne*, to wch he replied *yes*, and thervppon they both tooke hands and requeſted this Deponent to beare witnes.

Richard Peerce ſworne and examined ſayth yt about 2 moneths laſt paſt he met wth Mrs *Kingſmell* nere to Mr *Bucks* howſe and the ſaid *Robt* and *Ellinor* in her Company, and Mrs *Kingſmell* told this Deponant yt there was A match made betwixt ye ſaid *Robert* and *Ellinor*, and this Deponant Demanded of them whether it were ſoe or no, to wch they anſwered it was A match

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28th of *June* 1624

AT A Courte helde the 28th of *June* 1624

p̄ſent

Sr *ffrancis Wyatt*, Capt *ffrancis West*, Mr *Threaſurer*, Doctor *Pott*, Capt *Raphe Hamer*.

Whereas Capt *Hamer* hath by Peticione bearing date ye 30 of *May* 1624, moved this Courte, yt the ſurpluſage of 490 acres beinge dew by Pattent to *Mary Baylie* in *h*[*ogg*] *Iſlande*, wth the reſervatione alſo of any right or Clame [that] *Suthampton Hundred* ſhall make to ye ſame may be granted to h[im] as p̄te of his divident, he beeinge already ſeated vppon a p̄te of the ſame Iſland by the Conſent of Mr *John Powntis* Threaſurer of *Suthampton hundred*.

And yt as wheras Mr *Robert Evers* as gardian to *Mary Baylie*, Claymeth by Pattent ye whole Iſlande, as having by his Pattent A Clauſe to purchaſe ye whole of ye Company wch now at this Courte by the voyce of Mr *Threſurer* he offers to doe, by ye right of ſo much land as is due to ſeverall p̄ſons tranſported into *Virginia* whoſe names he is redie to p̄duce

Yt is ordered by this Courte yt the 490 acres dew to *Mary Baylie* be ſurvayde, and laid owte in *hogg Iſlande* and Choyſe therof be made by *Robert Evers* who is guardian to the ſaid *Mary baylie* in her behalfe, And yt to whomſoeuer the right of ye ſurpluſage ſhalbelong ſhall Satisfie Capt *Hamer* for ye buildinge of ſuch howſes & Cleringe of land as he ſhall build and Cleare, till ye right be decyded.

Yt is further ordered yt Livt *Thomas Gibbs* ſhall paye to Capt *Ralph Hamer* his heyrs or aſſignes at his howſe in *James Cyttie* for 4 Cowes and 1 Bull ſold vnto him by Mr *Thomas Hamer*, the ſomme of 600 pownd waight of good marchantable Tobacco in or vppon the 20th dye of *November* next enſuinge the date hereof, and for other accompt dependinge betwen them to be Cle[ard] by notes and prooffes one other ſide

Alſoe it is ordered at this Courte yt thoſe yt haue to deele in the goodes of Capt *Thorpe* or have ye dealinge in *Barkley hundredth* Buſineſs, ſhall pay ſeaven barrells of good

good Indyan Corne ſheald, vnto Mrıs *ffrancis weſt* widdow in or vppon the 10th Dye of *November* now next enſwinge the date heerof or otherwyſe in lew of the ſaide Corne to give other valuable Conſideracõn

John Gybbs ſworne and Exm̃ ſayeth yt he harde Capt *Thorpe* ſay Aboute a fortnight before he dyed that he did owe Mr *Dade* ſeaven barrells of Corne, wherof this Exm̃ knew of ye deliu[ery] of two barrells of eares.

Richard milton ſworne and exm̃ ſayeth yt he knoweth of 2 barrells of ears yt Capt *Thorpe* borrowed of Mr *Dade*

12th day of *July* 162[4]

A COURT held the 12th day of *July* 162[4] being
ꝑſent
Sr *ffrancis Wyat* Knight, Mr *Threſorer*, Capt *ffrancis Weſt*, & Dr *Pott*.

It is ordered that ſuch ꝑſons as remaine at home, ſhall ratably bere out the labours of ſuch as are abroad upon the march, by giveinge dayes workes in their ground untill their returne: & that the Coñaunder of each plantacõ: diſtribute their labours equally by iuſt computatiõ & wth all indifferently, & ſee it duely executed; ſtraightly charging all ꝑſons to obey their coñaunders herein as they will anſwere the contrarye at their ꝑills.

It is likewiſe ordred at the ſame Court that there be a Coñiſſion graunted to ſuch of the Counſell as remaine at home, for the diſpatch of all buiſineſſes vntill the Govnour his returne: according to the laſt preſident, *mutatis mutandis*.

It is further ordred that Mr. *Tho: Alnet* for giveing out wordes of defamatiõ againſt Mr *David Sandys* miniſter (in ſaying he would ſteale away *Mara Buck*) that he ſhall aske him forgevenes before this board, & ſhall likewyſe pay 100li of Tobacco, towards repacõns of the church in *James Citye;* at the next crope.

16th of *Auguſt* 1624

A COURT helde the 16th of *Auguſt* 1624 beinge
ꝑſent
Sr *ffrancis Wyatt* Knight & Sr *Georg Yardley* Knight Doctor *John Pott* Capt *Roger Smith* and Capt *Raphe Hamer*.

Enſigne *John Vtie* Complayneth againſt *Wm Tyler* for ſpeekinge of Divers reproachfull Speeches and Slanderous woordes to the ympayring of his good fame and reputation.

Thomas Paſſmour ſworne and exã ſayeth: that he harde the ſaid *Wm Tyler* called the ſaid Mr *Vtie* ffidlinge Rogue and Raſcall, and yt he ſaid ſome divers tymes, and further ſaid he was a theefe and that he had ſtolene the Companys Tobacco, and yt he would haue him [to] the whippinge poſt for it, and ſayeth that mr *Vtie* gaue *Tyler* not any fowle ſpeech at all.

Wm Ramſheere ſworne & Exã ſayeth that the ſaid *Wm Tyler* did cale the ſaid mr *Vtie* ffidlinge Rogue and Raſcall and theefe and that he had ſtolen the Companies Tobacco and he would haue him to the whippinge poſt for it, but he ſayeth he hard not mr *Vtie* giue the ſaid *Tyler* any fowle ſpeech at all.

Henry Woodward ſworne and Exam̃ ſayeth yt vpon ſome falinge out betweene Mr *Vtie* and *Wm Tyler* about a hooke, Mr *Vtie* told ye ſaide *Tyler* that he was growne very high and loftie, to wch *Tiler* replide *I wilbe as high as A fidler*, and ſaide that he was a fidler and that it was ꝑte of his ꝑfeſſione in *England*, and further called Mr *Vtie* a Theefe and that he had ſtolen A hogſhead of Tobacco of the Companies and caried it to Capt *Hamers* howſe, and that he would haue him to the whipping poſt for it.

where

where vppon Mr *Vtie* fflung a ſtick at him, and then they cloſed both to geather and both fell to the ground, and being ꝑted, the ſaid *Tyler* vſed the woords as aforeſaid

And ſ[3]

Wm. Tylers Anſwere

He confeſſeth yt he called Mr *Vtie* fidler, becauſe he ſaw him play vppon A violl at ſea: and ſaith yt he harde other ſay [that] he was a muſitione in *England*, And fourther ſayeth that he called him theef and Charged him wth ſtealinge of the companies Tobacco becauſe he caryed it by night to Capt *Hamers* houſe, and Certen other Tobacco to Capt *Holmes* to *James Cyttie*

To this Mr *Vtie* ſayeth yt he planted ſome Tobacco for his owne vſe wth[in] the palizadoe Amounting to about 100li waighte, whereof he ſayeth he ſent to Capt *Hamers* 72li as he waid it when he received it and to Capt *Holmes* at *James Cyttie* 28li waight

Thomas Sympſone ſworne and exam̃ ſaith that him ſelf and *Tho: Branſbie* did cary certen Tobacco to Capt *Hamers* howſe and putt it into A dry fate [*i. e.* vat] wherein was 60li waight of Tobacco before wch cam from Sr *Georg Yardleys* and certen grounde leaves of Tobacco of Capt *Hamers* wch made the dry fate half full

Wm Ramſheere before ſworne and exã ſaieth that he did pack A cheſt full of Tobacco wch was growne wthin the fforte and to his Judgment there could be no leſs then 150li waight, thereof out of wch Mr *Vtie* did take the Tobacco as aforeſ[aid] and further ſayeth that ſome ꝑte of the tobacco wch grew in the forte was caryed and mixt wth the Companies Tobacco And fourther he thinketh as neere as he can geſſe there was ſome [2]5 or 2600 plants planted by the Companys men of wch ſome ꝑte was drowned, but how much hee knoweth nott, and he knoweth nott of any Tobacco yt was any wayſe done away

Henry Woodward before ſworne and exã ſayeth that he thinketh as neere as he can geſs that in one place there was drownde ſome 2 or 300 plants and ſome more in ſome other places but how many he cannot ſaye

Roger Webſter ſworne and exam̃ ſaieth that beinge appoynted by Mr *Powntis* to tell how many plants were planted vppon an Acre and endevered to tell ye plants vppon one Acre but could nott ꝑfec[tly] tell [or] make an ende thereof, but ſayeth that he told 3000 pl[ants] wthin ſome 40 or 50 plants. And further ſayeth as neere [as] he can geſs there was planted in all ſome 28 thowſand [plants] and ſayeth he knoweth nott of any tobacco made Away, more [than] wt was drank owte, and yt about 200 plants weere [drowned] in the grounde.

It is ordered that Capt *Hamer* ſhall miniſter oaths and take the examinacons of the Companys men Concerninge the interogatories before written, and to refer the Cenſure thereof to ye gouꝛnor and Counſell.

Wm Ramſheere before ſworne and exam̃ ſayeth yt he harde *Wm Tyler* ſaye that he did not ſee yt the Gouꝛnor and Counſell neither could or would doe poore men any right

Capt. *Raphe Hamer* ſayeth that he harde *Wm Tyler* ſaye that nether the Gouꝛnor nor Counſell could or would doe any poore men right, but that they would ſhew favor to great men and wronge the poore.

It is fourthe ordered at this Courte, yt *John Johnſone* ſhall new Cover and Tenantablely repay[r]e the late dwelling howſe of Enſigne *Wm Spence* in *James Cyttie* Ilande and make good the ffences about the ground Accordinge to one bill of Covenants ſealed and ſigned by the ſaid *John Johnſone* to the ſaid *Wm Spence*, by the ffeaſt dye of Sct: *Michaell* Thearkangell now next Cominge (*ſubpeno*) 300li pownd waight of Tobacco

Ryſe Watkins ſworne and examd ſayeth that *Wm Tyler* ſaid to Capt *Hamer* yt yf hee were A man of meanes yet hee would nott be one of the Counſell, Capt *Hamer* asked *Tyler* why, To wch *Tyler* anſwered that his Conſcyence would not ſuffer becauſe he could

[3] The sentence breaks off abruptly. Nothing further is written on the page in the original.

could doe noe righte, To wch Capt. *Hamer* ſaid *doe you know any of the Counſell that doe any man wronge*, *Tyler* anſwered yt poore men could hardly gett any righte and that the great men wold hold all togeather, and fourther ſaid that he did not ſee yt the Gouᵣnor could doe any man righte, and vſed ſome other ſpeeches, concerning ye awthorytie of ye Gouᵣnor and Counſell had to puniſhe men.

Richard Crocker ſworne and Examined ſayeth, that he harde *Wm Tyler* ſay to Capt *Hamer* yt yf he were a ſufficyent man of meanes yett he would not be one of the Counſell, becauſe he did not ſee how they could well diſcharge their Conſyenc

John Dawſone ſworne and Exam̃ ſayeth he harde *Wm Tyler* ſaye theſe wordes *Capt* Hamer *me thinks yf I were in your place, I could not tell how to cleere my Conſcyence or the reſt of the Counſell*, for that he did not ſee but that they favored great men more than the poore.

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23 of *Awguſte* 1624

A COURTE held the 23 of *Awguſte* 1624 beinge
ꝑſent,—
Sr *ffrancis Wyat* Knight &c Doctor *John Pott*, Capt. *Roger Smith* Capt *Raphe Hamer*

It is ordered at this Courte yt *Wm Tyler* for his ſlanderous woords againſt Mr *Vty*, wch he cannott any ways prove, ſhall paye vnto the ſaide Mr *Vtie* at or before the ffeaſt daye of Sct *Thomas* Theapoſtle next enſwinge the ſome of one hundred markes *ſterlinge*. And to ask the ſaide Mr *Vtie* publique forgiueneſs before the Compeny and planters at *hogg Iſlande*. And for to give bound wth Sufficyent Seeuritie for the payment of the ſ[aid] 100 marks: vppon the day above written

And ye other ſpeeches he vſed againſt the Gouᵣnor and Counſell, becauſe they were mentioned occaſionally and accidentally they are referred to a further tyme of Conſider-ſtion, only for ye ꝑſente bindinge ye ſaid *Wm Tyler* in 100li to ye good behaviore wth two ſufficyent Suerties, before ye next Courte daye.

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xxviiᵗʰ of *Septembe*r 1624

A COURTE held the xxviiᵗʰ of *September* 1624 beinge
ꝑſent.
Sr *ffrancis Wyatt* Knight &c Sr *George Yardley* Knight Doctor *Pott* Capt. *Roger Smith* Capt *Raphe Hamer*.

It is ordered at this Courte, that wheras *John Roe* gent *James Hickmote* and *Nathaniell Jeffereys*, vppon *mondye* the xxth of this inſtant moneth, hauinge kept compeny in drinkinge, and Comittinge of a ryott, ſhall, vppon trew notice taken of any theire miſdemenors heerafter in the like nature pay twenty nobles apeece towards theire Repaco̅ns of the Church

It is further ordered yt Capt *Smiths* bounde dew from Livet *George Harriſone* ſhalbe paid accordinge to an Agrement made by Mr *Wm Claybourne*, *vidz*t, 583 pownd waight of Tobacco, at xviijds ℔ pownde wch is to be paide to Capt *Smith* by Mr. *George Menifrey* the laſt daye of *November* now next Cominge

Mdd[4] it was ageede [agreed] and fully Concluded betwene Mr *Michell Marſhatt* & *Lwke Eden*, in the ꝑſenc of Capt *ffrancis Weſt* Mr *Threaſ* Capt *Smith* & Capt *Hamer* as followeth, *vdze*, That Mr *Marſhatt* ſhould pay to *Lwke Eden* ſo much of the beſt Tobacco in leafe as ye ſaid *Lwke* had diſburſed and laid owte at *Canada* for Comodities, And ye ſaid

[4] The contraction represented here by "Mdd" probably stands for "memorandum". It is met with occasionally in the book. Once or twice it is written "Mddm".

ſaid *Lwke* to bringe in A trew Accompt upon oath how and for wᵗ he diſburſed the ſame, And alſo yᵗ the ſaide *Michell Marſhatt* ſhuld paye to yᵉ ſaid *Lwke Eden* 200 pownd waight of Tobacco Towards his Travell and loſs of time in the ſaid Vioage

And that Mʳ *Marſhatt* ſhould lett *Lwke Eden* have wᵗ Comodities he had neede of for his owne vſe out of yᵉ ſaid goodes at the rate of the Countrey as heere they are ſolde

And Mʳ *Marſhatt* to pay the Tobacco to *Lwke Eden* wᵗʰin one moneth or 5 weekes next after this agreement

October the 4ᵗʰ 1624. Sworne before Sʳ *ffrancis Wyatt* Knight &c.

Mary Aſcoum wydow aged 40 or thereaboute beinge ſworne and Examined ſayeth. That *Sibill Royall* wydow late deceaſed lyinge vppon her death bed this Examñte willed her to ſett downe her will in wrytinge vnto whom the ſaide *Sibill Royall* ſaide wᵗ *nedeth that ſince my purpoſe is yf god cale me Away to to geve you all I have*, onely yᵗ ſhe ſaid ſhe had a god-daughter in *England* wᶜʰ ſhe wiſht might haue ſome ſmale matter owt of her eſtate.

Elyzaberth Hamer gentle' ſworne and Examined ſayeth that *Sibill Ryall* beinge very ſiek and Cominge to this Examinats howſe the ſaid Mʳˢ *Hamer* asked her wᵗ ſhe ment to do wᵗʰ her goods yf god ſhould cale her Away. the ſaid *Sibill Ryall* anſwered yᵗ ſhee would give it all to Mʳˢ. *Aſcome* wher ſhe did lye. only a god daughter ſhe had in *London* ſhould haue 50ˡⁱ waight of Tobacco owt of it, but did not tell wᵗ yᵉ Childs name was

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xᵗʰ of *October* 1624

ATT a Courte held the xᵗʰ of *October* 1624

ꝑſent

Sʳ: *ffrancis Wyatt* Knight &c Mʳ *Georg Sandys*, Threſurer, Doctor *Pott*, Capᵗ *Roger Smith*, Capᵗ. *Raphe Hamer*.

Jonas Stogden miniſter ſworne and Examined ſayeth that hee harde Capᵗ *John Marten* ſaye yᵗ there was 500 pownd given by one named *Duſte and aſhes* (who proved to be Mʳ. *Barber*) wᶜʰ 500ˡⁱ was devided betweene Sʳ: *Edwine Sands* Mʳ. *Rett* and others

Georg Keth mynıſter ſworne and Examined ſayeth that in the ꝑſence of Mʳ *Robert Sweete* he harde Capᵗ *Marten* ſaye that reſtitutione was to be made vnto all the olde Planters for all Taxes wᶜʰ haue bene laid on them and alſo affirmeth he harde him ſaye as much as Mʳ *Stogden* hath ſaide

William Julyan gent ſworne and Examined ſayeth yᵗ he harde Capᵗ. *Jo: Marten* ſaye that all the old planters of *Kickatan* ſhuld receaved Satisfactione for all wrongs wᶜʰ they haue Receaved. And alſo that he hard him ſaye as much Concerning *Duſt and aſhes* as hath beene deliuered before by Mʳ *Jonas Stogden*

George Meneſre marchant ſworne and Examined ſayeth that Wᵐ *Geyny* told the marchant of the ſhipp that Capᵗ *Marten* Cam in, how that he harde Capᵗ *Marten* ſay that the Company had hired him to make [an end?] of him wᶜʰ yᵉ marchant denying, Wᵐ *Geyny* juſtified it to him that he ſpake it before A great Company

Dictoris Chriſtmas ſworne and Examined ſayeth that he hard Capᵗ *Marten* ſaye that Mʳ *Raſtall* and the Compeny had Conſented to make him Awaye, foorther ſayeth that Capᵗ *Marten* demandinge of this Examinate why *Edward Sharples* was ſett one the Pillory and loſt his Ears, this Examinat anſwered that it was for diſcloſinge of the Secretts and Councell of the Governor and Counſell Capᵗ *Marten* anſwered it had been better it had nott been doune. And further ſaid that Capᵗ *Marten* ſaid yᵗ for yᵉ wrongs he had receaved from Sʳ *George Yardley* he wold be rited when he cam vpp, or otherwyſe yᵉ Gouernor and Counſell ſhould ſhew Themſelves Rebells and yᵗ Capᵗ *Marten* ſaid that ther was a new Gouʳnor and Counſell to come over and that non of theſe yᵗ now are of yᵉ Counſell ſhould contynew ther place.

Robert

Robert Sweete gent ſworne and Examined ſayeth that hee harde Capt *John Marten* demand of divers the planters at *Kickotan* whether they had receved Satisfactions for the wrongs had been offerd them. wch yf they had nott he bid them lett it reſt vntill he cam vpp and then he wold ſee they ſhould be Satisfied for he had order to ſee them Satisfied, And alſoe ſayeth that he harde *Wm Geyny* ſaye that Capt *Jo: Marten* ſaid that the Compeny and *Rattſden* had laid a plott to make an end of him. And alſoe he hard Capt *Marten* told divers of the planters at *Kickatan* that yf they had nott paid the Taxes agreed one by the late general Aſſembly, that they ſhould not pay it, for when he Cam vpp he had that to Shew that thoſe wch had paid ſhould receive it againe, And that ſuch Tobacco as was dew to be paid to Mr *Threaſure*[r] by Capt *Whitaker*, there was an order to Come owt of *England* that Mr *Threaſurer* ſhould nott Receave A depte of him. And for the ſharinge of the 500li geven by *Duſt and Aſhes* this Examinat affirmeth as much as formerly hath been ſpoken by Mr *Stogden*

The Counſell at this Courte aſſembled do conceave that Accordinge to the Compenies Charter bering date ye 4th of *Maye* 1620 they have reſearved to themſelves the right of patronage of the miniſter and pariſhes of the fower Ancyent Buroughes whereof the corporatõ of *Elizabeth Cyttie* is one. And therefor yt the pariſhoners of the ſaide Corporacõn are not of themſelves to elect A miniſter but yt the Choyſe of ye miniſter ſhall remane to the Company, or to ſuch as in theire right ſhallbe Awthoriſed

Whereas Mr *Robert* [*George*] *Keth* was miniſter of ye Corporacõn of *Elizabeth Cyttie*, voluntarilie removed him ſelf from that his Cure and Charge and placed him ſelfe miniſter at *Martens Hundred*, after wch tyme Mr. *White* was made miniſter of ye Corporacõn of *Elizabeth Cyttie* and Mr *White* being dead. Sr: *ffrancis Wyatt* Knight beinge Gour nor. Appointed Mr. *Jonas Stogden* to be miniſter of ꝑte of the ſaid Corporatione in regard ye ſaid pariſh is much enlarged *Now it is ordered* at this Court yt all ye inhabitants between *Hampton* river and Capt. *Tucker*s Creek for every male hed aboue xvi yeer ſhall pay to Mr. *Stogden* 10li of Tobacco and 1 buſhell of Corne, this ꝑſent Cropp And that all other Controverſies Concerninge the devidinge of the pariſhes ſhall ſtand as now it doth vntill it be decided by A generall Aſſemble or by ſome other lawfull heeringe.

And Concerninge the payinge of workmens wages for building the Church *it is ordered* that Capt *Tucker* ſhall call the Executors of *William Gauntlett* and *Ed. Waters* beinge then Churchwardens to bring in theire Accomptes wch the[y] have Collected and gather vpp towards the buildinge of the Church wch is ꝑſently to be diſpoſed of towards ye payment of woorkmens wages.

Thomas Gates aged 40 (or theraboute) ſworne and examined ſayeth, that vnto *Elizabeth Abbott* A maid ſervant of Mr *Proctor*s, one whom ye ſaide maide called *will* did give 500 laſhes wch this Examinate did counte, and therevpon he called to Mr *Proctor* beinge abroade A woorminge of plaints and ſaid he were beſt to kill the maide, wherto he anſwered it were no matter yf ſhee were hangde, wch ſaid wench after that beatinge ran Away into the woods but retourned againe and went away the ſecond tyme and ther died, and about 14 dayes after this examinat ſeking for her found her aboute two ſtones caſt of the houſes within the forte.

John Burrows gent ſworne and examined ſayeth yt about 2 moneths laſt paſt beinge in his grounde there cam to him *Elizabeth Abbott* made ſervant to Mr *Proctor*. and this Examinate did aske her wt ſhe made there, And ſhe ſaid yt ſhe was ſo beaten that ſhe could not tell wt to doe, & ſo ſhewd this Examinat divers ꝑts of her body wch he ſayeth was grevous to behold, and yt this examinat ſent woorde by Mr *Proctor*s people that he were beſt ſend for A Surgeon to looke to her otherwyſe ſhe muſt needs ꝑiſhe.

Nicholes Goldſmith ſervant to Mr *Burrow* ſworne and Examined ſaieth yt he beinge in place wth his Mr did ſe when the ſaid wench did ſhew his Mr how grevoſley ſhe had beene beaten and ſayeth yt her ffleſh in ſome places was raw and very black and blew and ſayth yt ſhe ſaid ſhe was whipt wth ſiſhookes.

Alice

Alice Bennett ſworne and Examined ſayeth y^{t} ſhe did finde the ſaid ſervant maide by the well, and this examinat asked her w^{t} ſhe made there, and the made anſwered that ſhee was ſo beaten that ſhe durſt not tarry at home, and this examinat ſerchinge of her fownd ſhe had been ſore beaten and her body full of ſores and holes very dangerouſly raunckled and putrified both aboue her waſt and vppon her hips and thighes and this examinate asked her who did ſoe beat her ſhe ſaid her miſteris, And after that this examinat fownd her by the waterſid by M^{r} *Bourows* Plantac̃on lyinge behind the boate wrapped in A ruuge, and fownde her body raw and Runinge wth ſores from her waſt upwards whervpon this examinat wth her huſband & *Ric: Richard* Caryed her whom [home] and deliured her to her M^{r} entreatinge him to pardon her for that fault and not to Corect her but he ſaid he would nott p̃don her.

Richard Grove ſervant to M^{r} *proctor* ſworne and Examined ſayeth that y^{e} ſaid wench hath often tymes rann away and that ſhee was ſome tymes Corected for it, but that ſhe neuer hadd aboue 20 or 30 laſhes at atyme and y^{t} wth ſmale lyne or whip corde that he knoweth of and that when M^{r} *Richards* and *Thomas Bennett* brought her home laſt ſhee receved no Corectione, but when they two and the wiefe of y^{e} ſaid *Thomas Bennett* brought her h[ome] laſt then ſhe receved Corectione by *Willia[m] Nayle* ſervant to M^{r} *Procter.*

And touchinge *Elyas Hintone* ſervant to M^{r} *Procte[r]* this Examinat ſayeth that about the midſt of *July* laſ[t] y^{e} ſaid *Elyas* and this Examinate were goinge to *John Smiths*: but y^{e} ſaid *Elias* was not able to goe throw wth him and this Examinat retorninge asked him whether he wold goe home wth him w^{ch} he refuſed to do, then this Examinate ſaid that he wold tye him there and cale ſome of his fellow[s] to fech him home wherevpon wth much p̃ſuation he gott him home, and about ſome 3 or 4 dyes after he beinge Rakinge of weeds M^{r} *Procter* for ſom offenc did ſtrike him wth a rake ſome 3 or 4 blows, whervpon the ſaid *Elias* went home and one *Tho: Crofs* demanded of him how he did and he anſwered *never worſt for my M^{r} hath beaten me and I think he hath killed me and yf I dye I will take my death* [*becauſe he*] *killed mee*, but Ther was no ſigne of any bodily hurte as this exam could p̃ceave, After that the ſame night y^{e} ſaid *Elyas* went away but was noe more ſeene till he was fownd dead.

Thomas Crofs ſworne and examined ſayeth that his M^{r} ſent him over the water, and beinge put in by a guſt he went into M^{r} *Procters* houſe where *Elyas* was and he asked him how hee did, who anſwered he was not very well his M^{r} had ſo beaten him that he ſhould hardly recover it

Phetiplace Clofe ſworne and Examined ſayeth that the ſaid wench hath diuers tyme been Corected, but never ymmoderately to his knowledge, and demanding of her privatlee w^{t} cauſe ſhe had to run away ſhe would make noe anſwer thervnto

M^{r} *Anthony Barram* ſworne and Examined ſayeth that he once ſaw M^{r} *Procter* give *Elyais* a box one the eare and at another tyme beinge in the ground at woorke he did ſe M^{r} *Procter* faule vpon ſome body but knew nott whom, but at night demanding of one of the boyes who it was he ſaid it was *Elyas.* and the next morninge *Elias* was gone, and further ſayeth that the ſaide *Elyas* was a very ſtubborne and deſperat fellowe and would oftimes ſay he wold ſhoote himſelfe wth a piſtoll when he was in health, wherevppon his piſtoll was taken from him

And Concerninge the wench he ſayeth y^{t} he hath harde her many tymes beaten and hard her crye, but never ſaw the manor of her Corectione, nor her bodie after ſhe was Corected, but ſayeth ſhee was a very lewd wench & ſuch a one as noe good perſwations nor moderate corection could reclame her, and thinketh y^{t} by her lyinge in the woods ſome tymes 8 or 10 days together, was the occaſione of her death

Daniell Watkins ſworne and Examined ſayeth y^{t} he never ſaw y^{e} ſaid wench Corected nor did ever ſee her bodie but knoweth y^{t} ſhe hath divers tymes run Awaye & hath layne in the woods ſome tymes 8 or 10 dyes together and whether ſhe was pardoned or corected ſhe woold run away againe.

Ann Wood ſworne and examined ſayeth y^{t} ſhe did ſee about 2 moneths ago 2 boys whip

whip the ſaid wench, the one named *Will* the other *John Skinner* each of them havinge a whip of ſmale corde and cauſed her body to bleed downe to her waſte and further ſayeth yᵗ Mʳˢ *Procter* once Called her to looke vpon the wenches thighs, wᶜʰ ſhe sayeth had one great ſore but how it ſhould com ſhee knoweth nott And forther ſayeth yᵗ in reſpect yᵉ wench had Complayned that ſhe had been grevouſly beaten wᵗʰ fiſhhooks therfore Mʳˢ *Procter* requeſted this Examinate to Come and vew the bodie of her, wᶜʰ ſhe did and fownd one great ſore in her thigh wᶜʰ this Examinat rather thinketh to come by lyeinge owt in the woodes then by any Corectiones

William Bullock ſworne and Examined ſayeth yᵗ he was in the ground at woorke where he ſaw Mʳ *Procter* beate *Elyas* wᵗʰ a Rake and gave him ſome 12 or 16 blowes but wᵗ hurte he had this Examinat doth not knowe And after Cominge into Mʳ *Procters* howſe he harde Mʳ *Smiths* man aske the ſaid *Elias* how he did. and he ſaid he was very ill and yᵗ his Mʳ had ſo beaten him yᵗ he ſhuld dye, and yᵗ he wold laye his death to his Mʳ if he did die.

John Skynner aged 16 years ſervant to Mʳ *Procter* beinge Examined ſayeth that once himſelf and Mʳ *procters* boy *Will* did whip the ſaid wench their Mʳ ſtanding by at wᶜʰ tyme he ſayeth that both gave her about 100 ſtripes vntill ſhe did bleede

Mʳ *Thomas Bunn* Chirurgione ſworne and Examined ſayeth that Mʳ *Procter* ſent for him to Come over and to ſee A ſore yᵗ the wench had in her foote & wᶜʰ he did, and left thinkgs for to dreſs it wᵗʰ. and further ſayeth that Mʳ *Procter* many tymes ſent for this exam̃. to Com over to looke to his ſervants when any of them were ſick and deſeaſed, And that Mʳ *Procter* was always very Carefull for the p̄ſervinge of his ſervants healths, and yᵗ he hath had 3 or 4 of his ſervants at tymes 4 or 5 dyes togeather and at this p̄ſent hath one of his men at his howſe in Cure

Will Nayle Mʳ *Procters* boy aged 16 years Examined ſayeth that he hath whipt the ſaid wench ſome ſix tymes by the Appoyntment of his Mʳ and once he thinketh he gave her about 200 ſtripes and ſome tymes leſs. but yᵗ his Mʳ did never appoynt him how many ſtrokes he ſhould give her and yᵗ one tyme his Mʳ bidd him ſhould whip her from the waiſt to the hand wriſts & fleay her or ells his Mʳ wold flay him

Robert Sweete gent ſworne and Examined ſayeth yᵗ Capᵗ *Nathaniel Buttler* was very vrgent and importunate wᵗʰ this Examinate at two ſeverall tymes to ſett downe vnder his hande all ſuch grevances and miſbehaviours might anywyſe have in his owne p̄ticuler or of any other iniuryes or iniuſtice done by Mʳ *George Sandys* Threſurer, Promiſing this Examinate that yf there were any ſuch thinge he wold remedy it in *England* or ells this Examinat ſhould Accompt him A very villain And further this Examinat ſayeth that the ſaid Captain *Butler* hath vrged Mʳ *John Baynam* to the like as he hath harde Mʳ *Baynam* reporte

[5]Mdd that whereas there was A controverſie Dependinge betweene *Michaell marſhatt* gent and *Lwke Eaden* gent for and Concerninge A Viage made into *Canadie* in the good ſhipp Called yᵉ *retourne* it was agreede by and between the ſaid p̄ties before yᵉ Counſell of State, that the goodes brought to *James Cyttie* in the ſaid ſhipp ſhalbe equally ſhared and parted betweene them. And that Mʳ *Marſhatt* ſhall allow halfe yᵉ tobacco that the ſaid *Lwke Eaden* did lade abourd yᵉ ſaid ſhipp, And that the ſaid *Lwke Eaden* ſhall give Sufficyent ſecurytie to the ſaid *Michaell Marſhatt* for yᵉ payment of 100ˡⁱ *ſterlinge* wᵗʰin ſix moneths after yᵉ arival of yᵉ ſhip at *James Cyttie* porte.

19ᵗʰ of *October* 1624

AT A Courte held the 19ᵗʰ of *October* 1624

p̄ſent

Sʳ *ffrancis Wyatt* Knight &c Sir *George Yardley* Knight *George Sandys* Treſurer Doctor *Pott* Capᵗ *Smith* Capᵗ *Raphe Hamer*

It is ordered at this Court yᵗ 10 able and Sufficyent men ſhalbe ſett foorth from the *Eaſtern*

[5] This paragraph is crossed out in the original.

Eaſtern ſhore w^th^ Sufficyent and Compleat Armes and p̄viſione for two moneths w^ch^ ſervice they are to vndertake in regarde they went nott the laſt Sumer march

Whereas y^e^ Company by theire graite Charter did formerly order that ſuch as had ſeated vppon the Gouerno^rs^ land might remain there vntill they had receved ſatisfactiō, And ſince by their Lrs have ordered y^t^ ſouch free men as ſhould goe vpp to ſtrengthn y^e^ Colledg might eyther remane there vntill they hadd Satisfaction or ells to haue 10 Acres for each famylie in fee ſimple Accordinge to y^e^ equitie of theſe orders y^e^ Gou^rno^r and Counſell, at the requeſt of Doctor *Pott* Cap^t^ *Smith* M^r^ *Bunn* and others have as much as in them lye granted and ordered y^t^ there ſhalbe granted ſeverall leaſes to y^e^ ſaid p̄ties and others, who at their coſts and charges have built and Cleared and ſeate themſelves there for the tearme of 5 years from the date of this order

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xxv^th^ of *October* 1624

A COURTE helde the xxv^th^ of *October* 1624
p̄ſent
S^r^ *ffrancis Wyatt* Knight &c. *George Sandys* Threſurer, Cap^t^ *Roger Smith*

Cap^t^. *John Marten* Complayneth y^t^ wheras there were Articles and Covenants drawne betweene him and M^r^ *Humphrey Raſtell* for the Tranſportinge of the ſaid Cap^t^ *Martain*, his ſervants & other his goodes vnto *Virginia*, The ſaid m^r^ *Raſtell* Caried him into *new Englande* and there detayned him 9 weekes to his great loſs and hinderance To w^ch^ M^r^ *Raſtell* replyeth y^t^ his Shipp beeinge leaky and the wynde Contrary he was enforced to goe for *new Englande* and detayned Cap^t^ *Martin* there no longer, then of neceſſitie he was Conſtrayned to doe, And before his owne ſhipp was Redy he hired annother ſhipp to Cary him to *Virginia*

W^m^ *Holland* gent ſworne and Examined ſayeth that there was a leake ſprunge in the ſaid ſhipp, whereby they were in great danger and were forced to heave over boord ſome 40 basketts of bred, w^ch^ was ſpoyled by y^e^ leakinge.

John Crookdeack ſworne and Examined ſayeth y^t^ the ſaid ſhipp had a leake ſproange whereby ther was ſome 40 or 50 basketts of bread ſpoyled and hove overboord. And that at theire Cominge owt of *England* they reſolved directly to come for *Virginia* And ſtyred theire Courſe ſo longe as the winde ſerved for *Virgina*, vntil the[y] were paſte the Ilands, and y^e^ ſhipp beinge leakt and y^e^ Cap^t^ deſirous to ſpeak w^th^ the *South Phoenix* directed his coorſe to *new England*. And alſo he ſayeth that w^th^ in the tyme of 16 dyes the ſaid ſhipp was made ffitt and redy to Come Away for *Virgina*

John Smith ſworne and Examined ſayeth that at the ſealinge of the wrightinges betwene Cap^t^ *Marten* & M^r^ *Raſtell*, M^r^ *Raſtell* promiſed that one *Tewſdy* next followinge Cap^t^ *Martine* ſhould have 5 men receved aboord and y^t^ M^r^ *Raſtell* wold take order for their dyett and y^t^ they ſhould be receaved abourd, whervpon this Exam̄ went to M^r^ *Raſtell* for A Tickett that thoſe men might be receved abourd, but M^r^. *Raſtell* ſaid they nede not have A Tickett, for y^t^ he him ſelf would be abourd in the after noone and geve order for them, whervppon the ſaid 5 men went abourde but could not be receaved, Then this Exam̄ went againe to M^r^ *Raſtell* and told him that he had geven noe order for the receaving of them, whervpon he made Anſwere w^t^ was 3 or 4 dyes forbearanc, And about 2 or 3 dyes after Cap^t^ *Marten* Did meete 2 of thoſe 5 men at *Tower hill* and asked them why they were not abourd, and they ſaid they had bine abourd but y^t^ they could not be receaved, whervpon Cap^t^ *Marten* gaue them xij^ds^ to goe downe to *Clarkwall* abourd the ſhipp, but at night they retorned againe to Cap^t^ *Martens* howſe and ſaid they could not be receved abourde, after w^ch^ tyme the ſaid 5 men were nott harde of

Fourther he ſayeth y^t^ after they were paſt y^e^ Ilands, *Thomas Scott* one of the quart-maſters ſaid y^t^ yf it had beene Cap^t^. *Woolliſtons* pleaſure to have bent his Courſe for *Virgina* y^t^ y^e^ ſhipp might have been in *Virgina* very near a moneth before ſhe could have Arrived in *Canada* And y^t^ y^e^ M^r^ y^e^ M^r^ mate w^th^ divers more of y^e^ ſeamen of y^e^ ſame

ſhip

ſhip ſaid yᵗ yf it had beene theire pleſure they might have beene in *Virgina* before they were in *Canada*. yᵉ viage there was a good wynde for *Virgina*, but he thought yᵉ Capᵗ meant yᵗ ſom of them ſhould owtcom there And when they were arrived at *Canada* the ſea ——

And further this Examᵗ ſayeth yᵗ wᵗʰ in a fortnight after the arrivall of the ſaid ſhipp at *Canada*, ſhe was made fitt and redy for her viage for *Virginia*, and that mʳ *Raſtell* gave order to yᵉ mʳ to have all things in Redines, and ſwore wᵗʰ an othe that he would be gone yᵉ *monday* ſennight after

And further this Examñ ſayeth yᵗ for the ſpace of 6 weeks after there Arivall at *Canada*, yᵉ ſaid Mʳ *Raſtell* did allow Capᵗ *Martin* and his People but A biskett adye, and in yᵗ 6 weekes they had ffleſſh twiſe a weeke but very bad and not mans meate, and in that 6 weeks the ſaid Capᵗ *Marten* was allowed not aboue 2ˡⁱ of butter but his people had not at all, and in that tyme they had noe beere, butt beverage,[6] and for one three weeks yᵗ they remained there they had noe fleſhe at all nor fiſh, vnles he ſent his people for it A ſhore

And foorther he ſayeth yᵗ when Capᵗ *Martin* had indorſed the releaſe of his paſſage in the *Vnitie*, and had Cancelled the olde bond for p̄formance of Covenants and was about to ſeale A new bond for p̄formance of Covenants, Capᵗ *Martin* demanded A Bond of 400ˡⁱ from Mʳ *Raſtell* in like manʳ for p̄formance of his Covenants wᶜʰ Mʳ *Raſtell* p̄miſed to doe, but after yᵗ Capᵗ *Martin* had feled beinge Demanded he Denyed to Doe it

And ſurther he ſayeth yᵗ when mentione was made of indorſinge this releaſe, Capᵗ *Martin* put in this cauſione yᵗ yᵉ makinge of this releaſe ſhould be noe preiudice againſt any Article Contayned in the Covenants, savinge onely for Tranſportinge him ſelf and goods in the *Swan* inſtead of the *Vnitie*, And further faith yᵗ that night the indorſment was ſealed Capᵗ *Martin* told this Examñ yᵗ he wold pay Mʳ *Raſtell* all his Tobacco, and afterwards Attach it vntill ſuch tyme as he Did know wᵗ damage he had ſuſtayned in Mʳ *Raſtells* not p̄forminge of his Covenants

Sackford Wetherell ſworne and Examined ſayeth that he hath harde Mʳ *Raſtell* p̄miſe to keepe 5 men of Capᵗ *Martins* abourde and to give them Ticketts to be receved abourde, and 3 of them told this Examñ they had beene twyſe abourde but could not be receved, and Mʳˢ *Jones* told him that ſhe knew them once abourd but could not be receved

And further ſayeth yᵗ he asked Mʳ *Wᵐ Edwards* yᵉ mʳ mate of the *Vnitie* (vppon ſome reporte formerly had) whether they were to go to *Virginia* or to *new England* ffirſt, and Mʳ *Edwards* ſaid that Capᵗ *woollifton* and mʳ *Raſtell* were minded to goe to *new England* ffirſt, becauſe they were afraid the *South Phenix* wold begone from *Canada*.

And ſayeth the *Vnity* was made redy wᵗʰin 14 dyes after theire Arivall at *Canada*, and yᵗ Mʳ *Raſtell* ſaid he wold take in goods and be gone, but when the ſhip was goñ for *England*, then Mʳ *Raſtell* p̄tended many excuſes why he could nott goe

And foorther ſaieth yᵗ whilſt they were at *Canada* they were allowed but 8 busketts for A man a weeke, and that they hadd 4 peeces of beefe A weeke to 5 men but ſome tymes they wanted yᵗ allowance of beefe but how longe he can not tell, beſides they wanted their vſuall allowance of ottmeall and butter

And further he ſayeth yᵗ Capᵗ *Martin* alleging that the Releſe wold fruſtrat all the Covenants formerly made by Mʳ *Raſtell*, yᵉ ſaid Mʳ *Raſtell* replied *no god forbid* for it Concerned no more but alteringe the paſſage owt of the *Vnitie* into the *Swan*

And further ſayeth yᵗ uppon yᵉ redinge of Capᵗ *Wyllaſton* his Comiſſion yᵉ ſeafaringe men ſaid the[y] marveled Capᵗ *Willifton* Wold cary Capᵗ *Martine* to *Canada* ſeing yᵉ Comiſſion was to go to *Virginia* firſt, and this exā asking how they wold Anſwere that, they ſaid they were bound by yᵉ Charter p̄tie to goe wyther Mʳ *Raſtell* would haue them to goe

ffirſt

[6] This means no drink except poor cider.

ffirſt of *November* 1624

A COURTE held the ffirſt of *November* 1624
p̄ſnt
Sr *ffrancis Wyatt* Knight &c Sr *George Yardley* Mr *Threaſurer*, Capt *Roger Smith* Capt *Raphe Hamer*

George ffadom ſworne and Examined ſayeth yt he did wryghte A will for *Jo: Phillimore* wch was ſigned ſealed and Deliud by the ſaid *John Phillimore* about the 4th of *July* laſt paſt in the p̄ſenc of *Thomas Sulley* and his wiefe, wch this Exam̃ Did then Reade before them, wch ſaid will is now miſſinge but the effect therof as this Examat remembreth, was, yt the ſaid *Phillimor* did give all his eſtate to *Elizabeth peer*[*ce*] vnto whom he was aſſured and meant to haue maryed his depts beinge paide and 1 barrell of ſheald [ſhelled] Corne wch he gaue to *Thomas Sulley*

Further this Examat ſayeth yt by the ſaid will hee had given one ſow pigg to Mr *Conſtable* and one ſow pigg to this exam̃ when his ſow had varowed wch ſowe the ſaid *Phillimore* afterwarde in his liefe tyme did fell

Thomas Sulley ſworne and Examined ſayeth yt the ſaid *John Phillimore* did make ſuch a will and yt he had the ſaid will in Cuſtodie vntill the ſaid *Phillimore* retorned from *Poñkey* march and about the xjth of *September* this Exam̃ deliuered the ſaid will and diver other notes to the ſaid *Phillimore* againe, wch ſaid will is now miſſinge, but the ſubſtanc and effect was, yt he gave all his goods lands and Chattells to *Elizabeth Peerce* his Depts beinge paid and one barrell of ſheald Corne to this Exam̃t and one ſow pigg to *Jo: ffadome* and one ſow pigg to Mr *Conſtable*, when his ſowe had varowed, wch ſow he afterwards ſold in his liefe tyme

John Smith ſworne and Examined ſayeth that he did reade the ſaid will and yt he gave all his whole Eſtate to the ſaid *Elizabeth Peerce* his Depts beinge paide and one barrell of ſheald corn to *Thomas Sulley* and one ſow pigg to *George ffadom* when his ſow had varowed

John Radiſh ſworne and Examined ſayeth that *John Phillimore* did tell him that he had made his will and that he had given all his Eſtate to *Elizabeth Peerce*, his depts beinge paide, and one barrell of ſheald corn to *Thomas Sulley*.

It is ordered yt the Gardianſhip And Adminiſtration of the lands and goods of *John Phillmorr* ſhal be granted To any freinde whom the ſaid *Elizabeth Peerce* ſhall chooſe to her vſe.

Who at this Court hath made Choyſe of *Thomas Bennet* her father in law And Accordinge to this order it ſhalbe granted to ye ſaid *Thomas Benett*, to her vſe

William Baker ſworne and Examined ſayeth that Sargent *ffortefcue* had the Charge and overſight of Sr *Georg Yardleys* ſervants at his Plantatione at *Flowerdy hundred* and that hee did hange the Tobacco ſoe thick vppon the lynes yt the lynes brake and the The Tobacco fell to the ground, and before the ſaid Tobaco was at all dryed he made it vpp into Role and ſoe by his faulte it was not marchantable and yt all the Tobacco except 6 or 7 hundred waight, was made vpp wett and nott merchantable, The whole Crop Amountinge to 9000 waight or therabout, And further this Examñt ſaieth that him ſelf *Henry Lewis John Snow Richard Starkes* did tell ye ſaid Sargent *ffortefcue* yt yf the Tobacco were made vpp wett as it was it would not prove marchantable to wch he anſwered it was no matter to them for it was noe Charge of theirs, for yt he was Anſwerable for it

Mr *Abraham Peerce* marchant ſworne and exam̃ ſayeth that the laſt p̄cell of Tobacco that Sargeant *ffortefcue* did cure vpp for Sr *Georg Yardley*, ther cam to this Exam̃ts Beame to be waide about 13 or 14 hundred thereof and yt it was ſo wett and ſo ill Cured yt in his opinion there could not be leſs then 30 in the hundred loſs when it cam into *England*

Edward Grindone geñt at this Courte deſireth to have A grant of ſoe mch ground as

ſhalbe

ſhalbe dew to him, as yett vntaken vpp or beſpoken Lyinge betwixt Enſigne *Spenc* his land and the Gleabe lande

Yt is ordered he ſhall haue it, and y^t^ M^rs^ *Kith* ſhall foorthwith Cauſe Enſigne *Spenc* his land to be Survaide

Yt is ordered that A Proclamatione ſhalbe p̄ſently ſent for the ympaling of gardens Accordinge to the Act of the general Aſſembly for the planting of 4 mulberry trees and 20 vynes for every male head aboue 20 yeers of age between this and the laſt of *february* next coming ſtraightly Charging all Comanders of every Plantation to ſee them not only planted but Carefully tended & looked to at their p̄ill, And to give information of all ſuch as ſhalbe delinquent therein

Robert Poole geñt ſworne and Examined ſayeth y^t^ when he firſt lived w^th^ *Apochankeno* beinge in the time of S^r^ *Tho: Dale* his Government, *Apochankeno* ſhewd this exam̃ certen trees wherein Certen bulletts had been ſhott, by Indyans w^ch^ Cap^t^ *Jo. Smith* did teach to ſhoute in a ſmall peternell[7]

And after in S^r^: *Thomas Dale*s Governm̃t one *Coofs* An Indyan was taught to ſhoote in A peece by *Jo: powell* ſervant to Cap^t^ *Web* and by Cap^t^ *Webb* his appoyntmt

And fourther he ſayeth that in the tyme of S^r^ *Tho: Dale*s Government one *Chacrow* an Indyan livinge w^th^ Liv^t^ *Skarfe* Cap^t^ *W^m^ Powell* and Cap^t^ *W^m^ Peerce* and livinge w^th^ them he did ordinarily ſhoote in A peece

And foorther he ſayeth that S^r^ *Tho Dale* gave vnto *Kiffacomas*[?] A peece caled A ſnaphance wherw^th^ all he did often ſhoote and killed both ffowle and Deere and was ffurniſhed w^th^ powder and ſhott by S^r^ *Tho Dale* this Exam̃ havinge often tymes Caryed it to him

And further he ſayeth that in S^r^ *Samuell Argall*s tyme there was 6 men ſlayne by the Indyans and their peeces powder and ſhoot caried to *Pomunkey* where they were vſed by An Indyan Called *Moraffane* and Another Indyan Caled *Nemetenew* And ſayeth y^t^ S^r^ *George Yardley* after he cam to be Governo^r^ ymployed this Exam̃ to *Pomunkey* to ſteele A wye the feathers of the locks of thoſe peeces, y^t^ therby they becominge vnſervicable *Apochankano* might ſend them to him to mend and he reſolved to keepe them, w^ch^ peeces afterwards were ſent and they were kept.

And further he ſayeth that S^r^ *George Yardley* forbad an Indyan who was ymployed by one *W^m^ Pery* to ſhoote in A peece & cauſed his peece to be taken from him, And further ſayeth y^t^ he never knew S^r^ *George Yardley* to geve A peece to any Indyan

Edward Grindon gent ſworne and Examined ſayeth that *nanticos* an Indyan was the firſt that he knew to ſhoote in A peece but who did teach him this Examāt knoweth not.

And further ſayeth that an Indyan caled *Cofs* was taught to ſhoote in A peece by Cap^t^ *Webb* Comandinge at *Kickatan* in y^e^ tyme of S^r^ *Tho: Dale*s Gou^r^ment

And alſo this Exam̃ ſayeth that An Indyan caled *Shacrow* did vſe to ſhoote in a peece liveinge w^th^ Liv^t^ *skarfe* Comandinge *James towne* in S^r^ *Tho: Dale*s Goverment

And alſo ſayeth that S^r^ *Tho: Dale* did give A peece to An Indyan called *Kiffacomas*[?] and y^t^ y^e^ ſaid Indyan wold ordinarily Come to *James towne* to S^r^ *Tho Dale* for powder and ſhott. But he never remembreth y^t^ ever S^r^ *George Yardley* gave A peece to any Indyan

Yt is ordered at this Coorte that *Thomas Grubb* ſhall doe M^r^ *Threſurer* fower moneths trew and faithfull ſervic for that hee hath nott p̄foormed as by one bill of Covenaunts vnder his hande bearinge date the 31^th^ of *October* 1622 Appeereth

The Teſtamony of M^rs^ *Mary Whittaker* taken before the Gouerno^r^ the 19^th^ of *November* 1624

She affirmeth that not longe after Cap^t^ *Martin* cam into *James* River, he cam vnto the howſe of Cap^t^ *Jabez Whittakers* and amonge much other Diſcourſe conplayned y^t^ he had loſt his Cropp by Coming in ſo late, y^e^ ſaid M^rs^ *Whittakers* Demanded of him why

[7] A peternell (correct form, petronel) was a kind of carbine or large pistol.

why he would com by *Canada* to wch the ſaid Capt *Martin* replied ſoftlie whiſpering in her eare, they both beinge neere together, *This was the laſt plotte of the Company to take away my poore liefe.*

Nicholas Rayneberde Sworne by Capt *Ralfe Hamer* ye 23th of *November* 1624

Capt *Marten* beeing att *Cape Ane* aboard in the good ſhip called the *Vnity;* Capt *Woolaſton* and Mr. *Raſtell* coming aboard the ſame ſhip, falling in to conference about their affayres, Mr. *Raſtell* the Mrchant grew collerick and hott, beeing demanded of Capt *Marten* wherfore hee kept priſoner in that kind, and would make noe diſpatch for *Virginia* Wherevppon hee anſwered moſt abſurdly and ſaid, Hee would not remoue out of the harbour vntill he thought good, not yf the King and the Lords of the councell of *England* were there.

Secondly the ſaid Capt *John Marten* gave Mr *Raſtell* a bond So that the ſaid *Raſtell* was to give Capt *Martin* another. Whervppon hee deſired another of the ſaid *Raſtell* the Mrchant, and hee denied yt and would not.

This haue I taken vppon my oath before Capt *Hamar* and the Secretary

Nicholas Raynberd.

December 8th

AT A Courte held] *December* 8th

ꝑſent

Sr *Fra: Wyatt* Gournor . . .

Peaceable Sherwood aged about 26 yeere ſw[orne & exam̃] ſayeth, that hee knoweth of a trunk that was broken [open] but was not privy to the doing of it & ſayth that hee ſaw certayne toren pages[?] ſwiming do[wne] the river & that Mrs *Corker* ſayd they were ye artic[les] & ſayth that to his beſt remembrance the word in the firſt artickel was (proportionable, not equall)

The 2d article hee doth acknowledg

Of the 3rd He ſayth a booke was to bee ke[pt] but he doth not remember that no act was to be entered into or don wthout ye conſent of each other If any diſagreement were, they ſhould p̃t & a prop[or]ſion be made

There was ſuch bonds ſealed & deliuered but what is become of them he knoweth not

Touching the bond. He knoweth not what yeares w[ere] agreed on for payment, but ſayth he heard Mr *Dri* . . . demand two years And whereas though he is a witneſs to A bond, he did not reade it ouer.

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8 of [*December*] 1624

A COURT held the 8 of [*December*] 1624 being

ꝑſent

Sr *ffrancis Wyatt* knight Gournor

Robert Poole ſworne and Examined ſayeth yt in the Tra[ding] Vioage wherein he was ymployed for Mr *Threfurer* [in the] Pynnace called ye *Elizabeth*, he gave for ove[r a] Tubb of Corne, he bought of ye Indyans, ten[?] armes length of ſome beads, and thirteene armes le[ngth] of ſome beades for Another Tubb.

And further he ſayeth yt he did nott put away any of [Mr] *Threfurers* beads for corne for his owne private vſe nor any other in ye ſhipp to his knowledg but he ſayeth yt all ye ſhipps Company did truck and trade for skins, butt where they hadd the Truck he knoweth nott.

ffurther

ffurther he ſayeth y^t Cap^t *Croſhow* gave for A great Canoe w^ch he bought 10000 of blew beades, ſayinge y^t he would geve M^r *Threſurer* ſatisfaction for the beads

Alſo he ſayeth y^t he paide for matts 20000 of blew beads, of w^ch matts there was vſed to ſeele ye ſhipp 20

ffurther he ſayeth that he gave to the great man of *Potuxſone* to be their guid to *pocotonck* 6 or 800 of blue bead And ſaith y^t hee did not buy abone 6 tubbs of Co[rne] for any Copper

ffurther he ſayeth y^t he did ſee in A Cheaſt of *Ričd* . . . ſome 20^li of powder Knitt vpp in A Lynnen C[loth] and Certen Shott but how much he knoweth no[t]

ffurther he ſayeth y^t he bought 7 great beare skins, 6 [deer(?)] skins, 2 wildcatt skins, 9 otter skins, 2 yonge beare skins, . . . skins 8 or 29 muske ratts skins, 1 Lyone skin w^ch [the great man of] *Potuxſone* gave him, and y^t he brought home noe black fox skins And ſayeth y^t Cap^t *Croſh[ow* took charge of ſuch(?)] skins as he hadd

And further he ſayeth y^t he bought noe . . . for redy beades to be deliuered him . . .

And ſayeth y^t at *pocotanck* they ſtaid ſome 23 or 24 [day]s in hope the Indyans would have furniſht them w^th Corne [b]ut one weeke thereof was vnneceſſarily ſpent in ſeekinge owte of An *Engliſhman*, And the M^r affirmeth y^e ſame alſo

John Waltam ſworne and Examined ſayeth, y^t there was in y^e ſhipp one full barrell of powder, an ſo [also] neere 20^li of powder beſides and ſayeth y^t Cap^t *Croſhow* carried aſhore owt of the ſhipp 2 murtherers[8] and 3 Chambers[8]

Jeremy Roberts ſworne and Examined ſayeth y^t M^r *Geyne* did ſend y^e *dutchman* aboorde and ſett away A rundlett of powder of 2 or 3 gallons, And further ſayeth y^t he ſett 200 of dry fiſhe from M^r *Chew* vppon M^r *Threſurer*s Accompt, [which]

M^r *Geyny* had for his owne vſe, and *Allwyn Dame* vppon his oath doth iuſtifie the ſame, and alſoe y^t M^r *Gen[y]* Tooke Away 2 Copper furnaces 2 bottoms of Coppe[r] and 3 Coverings of Copper.

Whereas John Powell in the behalfe of himſelf *John Woo . . . Williams*, brought into this courte, one Covenant made by [*Jo.*] *Richarde als Sheparde*, bearinge date the firſt of *Novembe[r]* by w^ch Covenant they were to pay to M^r *Danell Gookin* or hi[s Aſſignes] A Certen ſome of Tobacco, as alſo to deliver divers men & go[ods] as by the Covenant it doth and may farther Appeere, And for [as much] as y^e ſaid *Jo. Richarde als Sheparde* is departed owt of This Co[untry] and hath left noe Certen Attorney to receave the ſaid Tobacco me[n] and goodes, nor other order as yett Taken by M^r *Gookin*, Th[e] Gou^rernor and Counſell takinge into Theire Conſideracõn, y^t the ſaid M^r *Gookine* may not be dampnified by the necligene of his officer have appoynted Cap^t *W^m Tucker*, to take and receave into his Cuſtody and Care, not only the Tobacco and Corne dew by th[e] Covenant, w^th Charge to ſee y^e Tobacco be of the beſt y^t grew that Cropp, and that non of the ſaid Cropp be otherwiſe diſp[oſed] of till the ſaid Choyſe be made, But alſo the Plantacione ſervants Cattell and other goods thervnto beloanginge And in the ſaid Covenant ſpecyfied, And y^t the ſaid Cap^t *Tucker* vppon the receipte of the before expreſſeſd p^rmiſes, do putt in bound w^th Sufficyent ſuerties to y^e Gouernor and Counſell to be at all tymes Anſwerable to the ſaid *Daniell Gookine* or his Aſſignes Conceerninge the premiſes, at or before y^e xx^th daye of *January* now next enſuinge.

Richard Smith ſervant to M^r *Robert Addams* ſworne and Examined ſayeth y^t to his knowledg his m^r did never gather any of M^r *Horwood*s Corne, nor that his ſaid M^r did euer bid him to gather any of M^r *Horwood*s Corne.

Robert Addams ſworne and Examined ſayeth y^t *James Davis* made A Bargaine w^th M^r *Emerſone*, That in regarde M^r *Emerſone* was to free y^e ſaid *James Davis* of his ſervice, he was to give the ſaid M^r. *Emerſone* one ſervant boy and A Cowe.

Whereas Anna Cooper Complayned in Coorte by [peti]tion y^t her late huſband *James Hariſone* did lend a ſhallopp to Liv^t *George Hariſone* late deceaſed, w^ch boate the ſaide

[8] A murtherer, or murderer, was a piece of ordnance similar to our modern mortar. A chamber was a very similar piece, but used mostly for firing salutes.

ſaide *Anna Cooper* often demanded of the ſaid Liv^t *Haryſone*, but could never gett the ſame or Satisfactõ for it Uppon the Teſtimony of Cap^t *Hamer*, that Enſigne *Hariſone* did lend the ſaid ſhallopp to Liv^t *George Hariſone* And vppon the Teſtimony of Cap^t *Tucker*, y^t he demanded the ſaide ſhallop of Liv^t *Hariſone* in the Right of the ſaide *Anna Cooper*

It is in Courte ordered that *George Menefrey* Adminiſtrator for y^e ſaide Liv^t *George Hariſone* ſhall p̄ſently paye to the ſaide *Anna Cooper* in Satisfaction for the ſaid ſhallop the ſome of one hundred pownd waight of marchantable Tobacco

Cap^t *Raphe Hamer* Counſellor of State ſworne & examined ſayeth, that beinge in Conference w^th Cap^t *Martyn* about the Gouernor, Cap^t *Martyn* ſaid to this Examinat, that yf the Gouernor when the date of his three years was ower, would governe for the kinge, he would rather he were Governor then any man elſe, But yf he governed for the Company, he would nott allow him to be Governor Then this Exã made Anſwer, that hee thought y^e Gou^rno^r allwayſe governed for the Kinge, for in all things he governed Accordinge to the Kings lawes.

Cap^t *Roger Smith* Counſellor of State ſworne and Examined ſayeth, y^t Cap^t *Martyn* being at ſupper with this deponents ſiſter and himſelf, ffalinge in talke about *Virginia*, he ſhowed ſome *Virginia* dyamonds w^th ſome other things amongſt the reſt there was A peece of Criſtall, and beinge demanded from whence he had it, Cap^t *Martyn* ſaide ther was A rock of Chriſtall fownd in *Virginia*, And this Examinat ſaid y^t in his tyme beinge in *Virginia* he never knew of Any, Then Cap^t *Martyn* ſaid y^t when he eam to *Virginia* y^t this deponent ſhould ſee him have A chriſtoll mantle Tree

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xxv^th of *November* 1624

A COURT held the xxv^th of *November* 1624
p̄ſent
S^r *ffrancis Wyatt* Knight &c M^r *Threã* Cap^t *Roger Smith*

Wheras M^rs *Alice Boyſe* hath Complayned of *Joane Vinſone* by her Peticyone *it is ordered* y^t the ſaid peticcione be ſent up to y^e ſaid *Joane Vinſone*, And A warrant to Comand her to Appere heere at *James Cyttie*, the *mondye* ſenight next after the ſight of the ſaid warrant and that either p̄tie bringe downe theire wittneſſes w^th them, to *James Cyttie*, or their depoſitions taken before two of y^e Comiſſion^rs at the leſte

A Copie of M^rs *Alice Boyſe* her Peticione

In all humblenes of dewtie ſheweth, y^t wheras Joane Vinſone *the wiefe of* William Vinſone, *hath moſt wrongfully and uniuſtly ſlandered yo^r peticon^r in reportinge y^t ſhe hath had a Baſtarde, w^ch ſhe Cannot approue (for y^t it is a moſt falſe Accuſatione) y^e ſaid* Joane Vinſone *beinge warned to appeare before y^e Comander and Aſiſtaunce at the monthly court it was there by them Cenſured, y^t the ſaid* Joane Vinſone *ſhould ſtande in A white ſheete and aske your peti^r forgivenes before y^e congregatione (which ſhe refuſed to doe) for y^t ſhe did appeale to you^r wor̄ps and thervppon y^e Courte diſmis^t her, Synce w^ch tyme y^e ſaid* Joane Vinſone *hath alſo moſt ſlanderouſly reported y^t my Huſband and my ſelfe had made (my dutieſull reverence remembred) an arſwarde Bargane before we were maryed, and y^t ther was y^t greate love borne by M^r.* Jurden *to your peticioner, y^t cauſed much debate between M^r* Jourdon *& his wife*

In Comiſſeration of all w^ch vnchriſtian wrongs, I moſte humbly beſeech your good woor̄p to graunt your warrant to Comand y^e ſaid Jone Vinſone *to appeere before you, accordinge to her Appeale to proue this her Accuſatione, otherwiſe to be Cenſured by your woor̄p, ſo ſhall yo^r petico^r moſt dewly pray &c*

Whereas M^rs *Ann Geyny* p̄tends that ſhe hath wronge done her by Cap^t *Whittakers*, and deſireth that his paſſage may be ſtaid vntill her huſband Come home to follow the ſuite

ſuite againſt him, Cap^{t} *Whittakers* p̄duceth theſe depoſitiones in his behalfe, And deſireth to haue free libertie of paſſage into *England* in regarde, ſhe putteth in no Cauſione[9] to Anſwere y^{e} damages of his ſtay w^{ch} are very greate his Tobacco being ready ſhipped, and he p̄vided for y^{e} vioage wth his wief & Children and ſhe refueſinge to Commence y^{e} ſuite before her ſaid huſbands retourne (w^{ch} is vncerten and Caſuall

It is ordered y^{t} Cap^{t} *Whittakers* vppon this occaſione ſhall not be ſtaide, The rather for that the ſaid *Ann Geny* hath not orderly p̄ceded, by way of peticione p̄ferred in Courte of her wrongs, or to have him ſtaide

Examinations taken the 16th of *November*[10] 1624 by Cap^{t} *Raleigh Croſhow* Concerninge Cap^{t} *Whittakers*

Clement Dilke aged about 26 yeers, ſworne and Examined ſayeth that vppon the 16 Day of this inſtant *November* or thereabouts M^{rs} *Geny* being demanded the ſome or quantity of 325^{li} waight of Tobacco by Cap^{t} *Whittakers* in the behalfe of M^{r} *Threa^{r}*, ſhe made anſwere, y^{t} ſhe had neither any ready or a leafe taken downe, deſiringe that the payment of it might be deferred vntill her huſbands Cominge in, or woords to y^{e} ſame or ye like effect *Clement Dilke*

Richarde ffriſhby aged about 34 yeers ſworne and Examined ſayeth, y^{t} when Cap^{t} *Whitakers* demanded certen Tobacco of M^{rs} *Geny*, ſhe ſwore as god ſaue her ſhe had not a leafe Taken downe *Ric: ffriſhbie*

Thomas Morys aged about 22 yeers ſworne and Exā ſayeth y^{t} Cap^{t} *Whittakers* ſent him to *ffrancis Maſon*s to lett M^{rs} *Geny* know y^{t} his Cap^{t} ſtaide at her howſe to receave Tobacco who when he had delivd his Cap^{ts} meſſage to M^{rs} *Geny* ſhe p̄ſently anſwered y^{t} ſhe had nott any taken downe, but he replyed, that there was no man in the lande but had Tobacco ready and payable before that Tyme, or words to y^{t} effect, ſhe againe replyinge, y^{t} ſhe wold pay none vntill her huſband cam home, and then w^{t} was dew ſhuld be paide

Theſe examinc̄ons taken y^{e} 22th of *November* 1624

The marke X of *Thomas Moris*

Eliza Cittie The depoſitione of *Robert Browne* taken before all y^{e} Com̄ y^{e} xviijth day of *November* 1624

The ſaid Depoñt ſwereth y^{t} M^{rs} *Geny* had in her howſe, when Cap^{t} *Whitakers* cam and demanded Tobacco for M^{r} *Threſurer* in leaf and well condic̄oned (at leaſt) one Thouſand pound of Tobacco ſittinge to pay Away

Robert X *Browne* his marke.

November y^{e} xxviith 1624

Satisfaction tendered by Cap^{t} *John Martin* Eſquire to *Humpfrey Raſtell* marchante, in the p̄ſence of S^{r}. *ffrancis Wyatt* Knight &c Cap^{t} *Roger Smith Abraham Peirſey* marchant & *Edward Blayney* marchant

In primis in y^{e} hands of Cap^{t} *Roger Smith* w^{ch} he is now redy to pay 160^{li} of Tobacco..... 160^{li}

In the hands of M^{r} *Michaell Marſhatt* in Tobacco..... 090^{li}

In y^{e} hands of Cap^{t} *Hamer* in Tobacco..... 100^{li}

In the Cuſtody of M^{r} *Lwke Boyſe* 6 kyne now redy to Calfe

And more in his handes 2 yeerlinge bullocks

Humfrey Raſtell doth nott Accept of this Tender, vnleſs the p̄ties in whoſe hands the ſaid Tobacco and Cattle were p̄ſent to become deptors, neither doth he hold the goods Tendered to be Sufficyent for to geeve him full Satisfactione

laſte

[9] "Causione" is an obsolete form of "caution" and means here security. Compare the current term "caution money".

[10] This (the 16th) is the date given in the heading, but it appears below that the 22nd of November is the correct date.

laſte daye of *November* 1624

A COURTE held the laſte daye of *November* 1624
p̄ſent
Sr *ffrancis Wyatt* Knight &c Capt *ffrancis Weſt* Sr *George Yardley* M. *Threaſurer*, Doctor *Pott*, Capt *Smith*, Capt *Hamer*.

Hughe Hayward and *Robert ffitt* ſworne and examined ſay, that they were p̄ſent when *Thomas Harralde* made his will and that they both were wittneſſes to the ſame, and yt this will brought into the Courte by Mr *Richarde Kingſmell* is the ſame will, and that he was in p̄fect memory when he made the ſame, and lived about a moneth after, but made no later will that they know of.

Silveſter Bullen ſworne and exā ſayeth, that *John Dayns* did Carye Certen Tymber for Capt *Tho: Barwick* to his howſe, for wch he p̄miſed him ſome Tobacco but how much he knoweth nott.

It is ordered yt whereas *Thomas Sulley* hath broken ye *Saboth* daye in goinge A huntinge, as by Mr *Richard Kingſmell* hath been Complayned one in Coorte, That he ſhall paye five pownd *ſterlinge* in good Tobacco Towards the Church Charge, and acknowledge his falte in the Church before the Congregatione

Thomas Gates ſworne and examined ſayeth, that he Cominge to *John Jackſone* to demande 76 pownd of Tobacco, ye ſame *Jackſone* went wth him to *George Clarke*, and Caled ye ſaid *George Clarke* and told him that this is the man yt muſt make your howſe Tyte and yf you will pay him ye 76 pownd of Tobacco I will giue you an Acquittal

Wheras Capt *John Martyn* by Covenant vnder his hande and ſeale ys to paye Mr *Humfrey Raſtell* for Tranſportinge of him ſelf and twelve men and Certen goods, the ſome of two hundred, twenty and eight pownd *ſter* as Tobacco ſhalbe woorth heere in redy money

Yt is ordered that there be abated for five men wch ſhould have been Tranſported and were nott, as alſo for theire victualls ſixtie pownde *ſterling*.

Yt is alſo ordered yt there be ſix hundred pownd waight of Tobacco allowed Capt *John Martyn*, for wrongs and damages in Caryinge him to *Canada* and detayninge him there, wherby he Arived ſoe late in *Virginia* (wch ſix hundred pownd waight of Tobacco at two ſhillings the pownde Cometh to ſixtie pownde *ſter*) The Remainder beinge one hundred and eight pownde *ſter*, Capt *Martyn* ys to paye in ſuch Tobacco as ſhalbe woorth heere two ſhillings A pownde (wch will Amounte to one thowſand and ſowerſcore pownd of Tobacco) wch Capt *Martin* is to paye to Mr *Humfrey Raſtell* his Exec̄ Adm̄r or aſſignes at or before the twenteth daye of *December* now next Enſuinge in *James Cyttie* And that yf ye ſaide Capt *Martyn* do fayle in payinge of the ſaid one Thowſand and ſowerſcore pownd of Tobacco in p̄te or in the whole at or before the daye aforeſaid, That then Capt *Martyn* ſhall forfect the ſix hundred pownd of Tobacco allowed him for wrongs and damages as aforeſaid.

And that vppon the Payment of ye ſaide one Thowſand and ſowerſcore pownd waight of Tobacco, The ſaid Capt *Martyn* and Mr *Humfrey Raſtell* ſhall ſeale Releaſe eyther to other for and Concerninge this Buſineſs.

John Phillip A negro Chriſtened in *England* 12 yeers ſince, ſworne & exam̄ ſayeth, yt beinge in a ſhipp wth Sr *Henry Maneringe*, they tooke A *ſpaniſh* ſhipp aboute Cape *Sct Mary*, and Caryed her to *mamora* in wch ſhipp was A ſpaniſhe ladye and divers other, And beinge in *mam'a* Mr *Symon Tuchinge* Cam into *Mamora* in a ſmale ſhipp, and after ſome Conference had by ye ſaid *Tuchinge* wth the *Spaniards* taken as aforeſaid, he was by them ymployed in ye ſaid ſmale ſhipp to *Liſbone* to feach money for the Ranſominge of the ſaid lady, wch Accordinglie he p̄formed.

Edward Pepprett ſworne and Examined ſayeth yt *Symon Tuching* told him this deponent before divers other of the ſhipps Company that he the ſaide *Tutchinge* was baniſhed owt of *England* and *Ireland*, ſayinge *I Come of A good kindred, I dare nott ſhew*

my

my face wher I was borne, I care nott yf all my kindred were hangd, and doth Cale the *Prteſtants Lutherans,* And further ſayeth y^e ſaide *Tutchine* hath been very dilligent in ſoundinge of this River as alſo in enqueringe after the Chanells of other Rivers w^th^in the baye, And further he ſayeth that *Tutchinge* doth give owt and intend at his returne to Tuch at the *Weſterne Ilands* and refreſh his men

Georg Ruglefs ſworne and Examined ſayeth y^t^ the ſaid *Tuchinge* reported of himſelfe y^t^ he was a baniſhed man owt of *England,* and ſayeth y^t^ he was very well acquainted and reſpected in y^e^ *Maderas* and hath ſaid of his kindred (y^t^ they did not care for him, nor he for them, And he cared not yf his freends were all hanged and y^t^ yf occaſione were, he would Tuch at the *Wefter Ilands* as he reto^r^d

John Lamoyne marchant ſworne and Examined ſayeth y^t^ M^r^ *Tuchinge* did tell This Examinate that he was a baniſhed man owt of *Irelande.*

William Emerſone ſworne and Exã ſayeth, that at *Chriſtmas* laſt paſt this Exam̃ and *John Davis,* did give to Liv^t^ *Gibbs* for A man ſervant named *w^m^ Popleton* for two yeers, three hundred pownd waight of tobacco w^ch^ Tobacco was p̃ſently paid to Liv^t^ *Gibbs.*

Yt is ordered y^t^ y^e^ like L^re^ of Adminiſt^r^ be granted to *John Buſh* as hath been formerly granted to M^r^ *George Keth* And that he bringe two Sufficyent men to ſtande bound w^th^ him the trew p̃formanc of the ſaid Adminiſtra^t^. And to be here one *mondye* next Com fortnight to p̃forme this order, at w^ch^ time or before M^r^ *Keth* is to bringe in A trew Accompt of the Eſtate of y^e^ O^r^phant

William Coufe aged 29 yeeres or therabouts ſworne and examined ſayeth, y^t^ y^e^ xxvii^th^ day of *Awguſt* laſt paſt about one or 2 of the Clock in y^e^ afternoon, beinge aboord ye good ſhipp called the *Ambroſe* then Ridinge at Anchor in *James* River *Richard Williams als Cornuſhe* M^r^ of the ſaid Shipp called the *Ambroſe,* beinge then in drinke Called to this Examinat, to lay A Cleane payre of ſheete into his bed, w^ch^ this Exam̃ did, And the ſaid *W^m^* went into the bed, and wold have this Exam̃ com into y^e^ bed to him, w^ch^ this Exam̃ refuſinge to doe the ſaid *Richard Williams* went owt of the bed and did cut this Exam̃ Cod peece . . ., and made this Exam̃ unredy, and made him goe into y^e^ bed and then y^e^ ſaid *Williams als Cornuſh* went into y^e^ bed to him, and there lay Vppon him, and kiſt him and hugd him, ſayinge that he wold love this exam̃ yf he would now and then come and lay w^th^ him and ſo by force he turned this exam̃ uppon his belly, And ſoe did putt this Exam̃ to payne in the fundement and did wett him and after did cale for A napkin w^ch^ this Ex. did bringe vnto him, and ſayeth that there was but one man A boarde the ſhipp, w^ch^ was *Walter Mathew* the boatſwains mate beinge . . . And further ſayeth y^t^ he was ſore 3 or 4 dyes a[fter] and that after this y^e^ next dye after in y^e^ morning [the] ſaid *Williams als Corniſh* ſaid to this Exam̃ *though* [*I did*] *playe the foole w^th^ you yeſterdye, make no woondr* further he ſayeth y^t^ after this many tymes he wou[ld] putt his hands in this Exam̃ Cod peece and plaid a[nd] kiſte him, ſaying to this Exam̃ y^t^ he could have brought them to ſea w^th^ him, yf he had . . . him, that would have plaid w^th^ him, And after this Exam̃ beinge caled and refuſinge to go he . . . him before the maſte and forbad all the ſhipps Company to eate w^th^ him, and mad this Exam̃ Cooke for all the reſt

M^r^ *William Cleybourne* ſayeth y^t^ he was in place when M^r^ *Threaſurer* did ſay he had frely forgeeve *Marten Turner* two yeers ſervice And y^t^ *Marten* had but five yeeres to ſerve, w^ch^ the ſaid *Marten* beinge p̃ſent, did not gaine ſay.

Wheras the Counſell doth Chalenge for them ſelves and the Publique officers of the Colynie the moytie of y^e^ Companys rents, as Appeereth by theire great Charter of laws and orders dated And ſince it is a thinge y^t^ was never heertofore payed nor by the Treaſurers Commiſſione as he Conceaveth, he is Awthorized to pay it, He therfore doth Peticion the Court, That it may be referred to A *Niſi pryus,* wherin neyther p̃tie ſhalbe intereſted *Yt is ordered* y^t^ one *Wenſdaye* Com ſenight the xv^th^ of this *December* next the[re] be A Jury warned of diſcreet & Sufficyent men Conſiſtinge of 18 p̃ſones in number to decide the forſaid Queſtione

Wheras

Wheras Cap[t] *Hamer* Compleyned in Courte for y[e] recovery of A Dept of 250 pownd waight of Tobacco, dew to be paide by Enſigne *James Harriſone* Deceaſed and *David Barry* and *John Coſtarde*, lkewiſe Deceaſed, as ꝑtners togather for as much as noe prooffe was made of their ꝑtnerſhipp and for y[t] it did appeare by two ſervants that were only left alive, That they did p̄ꝑly belong to the ſaide *James Hariſone*, as by the depoſition of the ſaid ſervants appeareth, *yt is therefore ordered* y[t] *Anna Cooper* late wiefe to the ſaid *James Hariſone*, doe onely Satisfie the p̄per depts dew by the ſaid *James Harriſone*

The Depoſitione of *Jo: Coker* taken before Cap[t] *William Tucker* y[e] xxi[th] dye of *November* 1624 Tutchinge y[e] difference between Cap[t] *Raphe Hamer* and *Juſtinian Coop*[*er*] and his wiefe

This deponent ſayeth y[t] he was ſervant only to Enſigne *James Hariſone* deceaſed and no man to *Jo: Coſterd* or *David Baylie*,]Barry] neyther doth he know of any agrement betweene the ſaid *James Hariſone John Coſterd* and *David Barry* of Co ꝑtnerſhipp, And he alſo ſayeth that the ſaid *James Haryſone* had no ꝑte o[r] ꝑcell of the goodes that were bought of M[r] *Robert Bennett* deceaſed by the ſaid *John Coſter* or *David Barry*

John Coker

The depoſitione of *John Curtis* taken as aforeſaide

This deponent ſayeth y[t] Enſigne *James Hariſone* deceaſed bought of Liv[t] *John Cheaſman* his tyme of ſervice and two more named *Henry Davis* and *Jo: Maltman* for y[e] ſole and p̄per uſe of the ſaide *James Haryſone* for the ſome of ſix hundred pownd of Tobacco, which ſome was paid by the wiefe of the ſaid *James Haryſone* owt of his owne p̄per Tobacco

The mark X of *Jo: Curtis*

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xiij[th] of *December* 1624

A COURTE held the xiij[th] of *December* 1624

p̄ſent

S[r] *ffrancis Wyatt* Knight &c S[r] *George Yardly* Knight Doctor *Pott*, Cap[t] *Hamer*, Cap[t] *Smith*

Abraham Porter ſworne and examined ſayeth y[t] the laſt yeere beinge at *William Cluch* his howſe, he ſawe A hogg kilde that hadd noe Eare marke and y[t] *Cluch* told this exam̄ he bought that hogg of *John Johnſone* for A Snaphance peece. Further this Examana[t] ſayeth y[t] y[e] ſaide *W[m] Cluch* told this Examinat' y[t] *John Johnſone* ſold *John Haule* A hogg w[ch] was unearmark[t]. And further this Ex ſayth y[t] *John Haule* kild A hogg vppon y[e] *Saboth* dye by y[e] appoyntment of *John Johnſone* as *Clutch* told him.

William Cluch ſworne and Exā ſayeth y[t] *John Johnſone* ſold him A hogg w[ch] was not eare mark[t], for w[ch] hog he gave the ſaid *Johnſone* a ſnaphance peece. Further he ſayeth y[t] about 3 weeks ſince this Exam̄ Cominge from Eveninge prayer vppon the *ſaboth* daye, *John Haule* had kild a hog at *John Johnſons* houſe, for w[ch] *John Johnſone* was angry with his wiefe and *John Haule*.

Yt is ordered y[t] wheras *John Johnſone* hath kild 4 hoggs of 3 quarters olde beinge vnearmark[t], Contrary to A lawe formerly made, That he ſhall make reſtitutione of 4 other hoggs of the ſame age to the uſe of y[e] Gou[r]no[r].

Richard Craven ſworne and Examined ſayeth y[t] *W[m] Cooke* and *Thomas Hetherſoll* Borrowed A Boate of *Richard Tree* to Carry downe theire goodes to *blunt poynt* by whoſe Careles neckle&t the ſaide boate was ſplite and quite loſte.

John Clarkſone ſworne and examined ſayeth y[t] *Richard Tree* did lend a boate to M[r] *Thomas Hitherſoll*, w[ch] boat M[r] *Hetherſoll* did p̄miſe to deliuer ſafe again to *Richard Tree*

Tree at *James Cyttie* and Cominge to *Martins hundred*, Mr *Wm Cooke* & Mr. *Hetherfoll*, *Richard Craven* and this Exã beinge in ye boate they went aſhore, And this Exam̃ ſeeinge much fowle wether Cominge, he went and requeſted Mr. *Cooke* and Mr. *Hitherfoll* to Come, and helpe to draw ye boate to ſom Convenient place where ſhe might be owt of danger, but they anſwered they wold not, by reaſone whereof ye boat was ſplit & loſt.

Lwke Edan ſworne and Examined ſayeth that there was ſixteen thouſand of fiſh offered him by one *Corbin* at *Canada* wch afterward ye ſaid *Corbin* refuſed to ſell him for that it was told him his Tobacco was not good, and as this Exã hard, it was *Henry Hewet* that told him ſoe.

Further this exam̃ ſayeth yt there were Certen Ruggs and prunes abourd the ſhipp of one . . . bargand for and *Docket* was to receave the Tobacco for them, wch in regard the Rugs were ſent aſhore in a fowle and Rayning daye by Mr *Hewett*, *Dockett* would not lett this Exã by neither the prunes nor Ruggs

Further this Exam̃ ſayeth yt he rec'd but ſeventy and ſix pound waight of Mr *Marſhalls* Tobacco wch he diſburſed and is redy to geve an Accompt for it and foorther ſaye that there was about thre hundred pownd waight of Tobacco in A Cheaſt yt [was] no better then dounge and nothinge woorth.

Mr Doctor *Pott* affirmeth yt M. *Dielke* beinge at his howſe told him yt he was to be his neighbour, ſayinge yt he had agreed wth *Jo: Lightfoote* for his howſe and groundes where vnto Doctor *Pott* replyed yt *Jo: Lightfoot* (to his knowledge) had let the howſe and grounds to goodman *Bancks* and yt it wold breed Controverſie and the poore man wold be diſapoynted, wherto Mr *Dielke* anſwered yt *John Lightfoote* told him yt *Bancks* had geven it over, then Doctor *Pott* was ſent his boy for *John Lightfoote* and asked him why he would offer to ſell his howſe to Mr *Dielke* in regard he hadd formerly lett it to goodman *Banks* wherto he anſwered yt he thought *Bancks* wold not have it becauſe he did not com over vppon new years dye, as he had appoynted.

A note of Depts dew from *George Thorpe* late of *Barkely* deceaſed or *Barkley Hundred*

To Mr *Abraham Perſy* marchant as by one bill of dept ꝓduced by him in Corte dated the 13th of *July* 1621 and payable ye firſt of *December* next followinge appereth ..... 030li of To[bacco]

More dew to Mr *Abraham Perſey* marchant as by one bill of dept bearinge date the 28th of *July* 1621 and payable the firſt of *December* next enſuinge Appereth ..... 205li of Toba[cco]

Thomas Haris of ye *neck of land* demandeth by ſpecyaltie ꝓduced in Courte twenty five pownd lawfull money of *England*

Mr *Thr* demandeth for 2 dewtie boyes [11] xvli *ſter* at 18 pence a pownde

To Mr *Marmaduke Reyner* 175li of Tobacco by bill 175li

To Capt *Smith* ..... 30 buſhell of Corne

To Mr. *Edward Blany* ..... 417li Tobacco

To Capt. *ffrancis Weſt* ..... ſeaven barrells of Corne

To Mr. *David Sandys* for miniſters dews ..... 35li Tobacco

To *Robert fiſher* for 5 weeks woorke about *Apochunkeno* his howſe ..... 90li of Tobacco

To Sr *George Yardley* ..... 310li Tobac[co]

To Mr. *Buck* ..... 241li [Tobacco]

27th of

[11] These "Duty boys" were boys sent over by the London Company in 1619 in the ship Duty to be servants and apprentices.

27th of *December* 1624

A COURT held the 27th of *December* 1624

p̄ſent

Sr *ffrancis Wyatt* knighte &c Capt *ffran[cis] Weſt* Sr *George Yardley* Knight *George Sandys* Eſqr Threſr Doctor *Pott*, Capt *Smith*, Capt *Hamer*.

1. The Firſt and the fyft demands of Capt *Martin* Concerninge Sr *George Yardley*, is referred vntill the Cominge vpp of Enſigne *Savage*

2. *Yt is ordered* yt Sr *George* ſhall take his oathe to the later p̄t of his Anſwere to ye ſecond demand wch Sr *George* tooke Accordingly

3. To the thirde demande, the Courte Conceaveth not that Mr *Lwke Boyſe* Reēd the Cattle by any order or warr[ant] from Sr *George* and therefore yt he is not lyable to damages Concerninge the ſame

The ſixt demand is refered to ye generall Aſſembly beinge An Act of a generall Aſſembly in Sr *George Yardley*s tyme

To the ſeaventh *it is ordered* yt Capt *Martyn* ſhall bring in his prooff of ſuch things as were taken away from Capt *Sanders* howſe by Sr *George* or any by his Apoyntment, more than himſelfe Confeſſeth in his Anſwere

To the eight Demande Enſigne *Chaplen* vppon oath doth deny yt there was any ſuch Agreemt as that he ſhould receeve any ſuch two Cattle of Capt *Sanders* for Satisfaction of Capt *Martins* Dept, or that Capt *Sanders* made any ſuch trade to him nor is there any proffe brought to ye Contrary And we Conceave the warrant of Sr *George* and the Counſell to be iuſt and lawfull

To the nynth Demand it appereth by oath not to Concern Sir *George* but yt Livt *Peppett* is lyable to make ſatisfaction to whom of right ye ſaid peece ſhall belonge vnto

To ye fowerth Sr *George Yardley* having taken oath yt he knew not yt ye ſaid *Stallenges* men were ye hired ſervants of Capt *John martin* or yt ever Capt *martin* to his vtmoſt remembrance did ever require them of him, and Capt *Martin* confeſſing yt he doth not p̄cyſly remember whether ever he demanded them of Sr *George* or not ye Court Conceaveth yt Sr *George* is not Lyable to gene him Satisfaction for ye ſaid p̄tended ſervants, Demanded of him.

The nyne and twenteth Day of *December* 1624 *Symon Tutchine* of the good Shipp Caled *the Dew retourne* did take the oath of Allegiance before ye Govrnor and Counſell.

Capt *Hamer* his opynion is yt A warrant be granted to Capt *martin* to Comand *Lwke Boyſe* to Deliuer ye Cattle now in his poſſeſſion (being in Controverſie betweene Capt *Jo: martin* and Capt *Bargrove*) Vnto Capt *John martins* poſſeſſion

This alſo is the opynion of Doctor *Pott* Capt *ffrancis weſte* ys of the ſame opinion The reſt of the Court being ye maior p̄t do not think it fitt to geve A warrant to alter the poſſeſſion (the Controverſie Depending) Between Capt *martin* and Capt *Bargrove*

Yt is ordered yt Capt *ffrancis Weſt* take an Inventorie of Capt *Croſhows* goods prayſed by two ſufficyent honeſt men and the Inventory ſo taken to be ſent up to *James Cyttie* and publiſhed alſo in other places, to the end yt who will give moſt may have them Provided yt yf Capt *Weſt* will give aſmuch as any other (he to have then) ye refuſall of them

Margery Mutch ſworne and exam̄ ſayeth yt ſhe beinge at *George Meneſries* howſe ſaid to ſome that were there yt ſhe thought Mrs *Hamer* had bottles to ſell

It is ordered yt Mr *chew* ſhall pay three hundred waight of Tobacco to mr *Lamoyne*, and giue the rent of his ſtore, and Deliver him ſix hogſheads of Caske

Whereas it Appeereth by *Symon Tutchin* his owne Confeſſione, And by one wright-inge, that he was baniſhed owt of *Ireland*, The ſaid *Symo Tuchin* aleageth yt the ſaid baniſhment was repealed by Sr *Oliver Sct Johns* then Lo: Deputie of *Ireland*, wch repeale he not p̄ducing in Courte, becauſe he[12] . . .

The

[12] A whole page, or more, is missing here.

The Coroners Enqueſt Impaneled vppon the death of *George Pope* An Infant Child *December* ye xxxjth 1624

William Horwood, gent	*Richard Tree*
Richarde Stephens, marchant	*Thomas Paffmoure*
John Chew, marchant	*Daniel Lucye*
Rober Chumbly gent	*Chriſtopher Stokes*
Peter Stafferton gent	*Wallgrave Marks*
Nathaniell Jeffereys	*Nicholas ffynloe*
James Hickmoate	*William Mutch*
Peregrine wetkins	*Robert Poole*

John Southerne ſworne and Examined ſayeth yt one *Thurſday* the xxxth day of this inſtant moneth of *December* Cominge to *John Oſbourne* his howſe, goodwife *oſbourne* was Calinge her pultrye, at wch tyme A younge boy named *william Stokes* ye ſone of *Chriſtopher Stokes* cam to *Jo: Oſbournes* Doore havinge A little barrell in his hande, To whom goodwife ſaide (Will, *wher is* George) the ſaid boy anſwered *his* [*he*] *is fallen into the well*, whervpon goodwife *Oſbourne* did run to the well and brought *George Pope* in her Armes de[ad]

Margrett Oſbourne ſworne and examined ſayeth yt ye xxxth of *December* aboute the howers of three or fower of ye Clock in ye after noune [he] asked this Exam̃t whether ther wer any water in the howſe, ſaying he was very drye, to whom ſhe ſaide *noe*, wher vpon he ſaid he wold [get] ſome, then this Exam̃t willed him to take A diſh wth him, to wch he anſwered *noe* he would full the rundlet, beinge A ſmall Rundlett of A gallon or ther abouts, and ſoe hee tooke ye rundlett and went to the well, after wch wthin leſſe then A quarter of an hower, *Will ſtokes* came towardes the howſe wth the ſame rundlett, to whom this Exant asked *where is* George, ye ſaid *will* replide *he is in the well*, wherevpon ſhe ran to the well and found *George pope*, his body all vnder water except his left arme by wch ſhe drew him out and Caried him into the howſe Dead, And further ſayeth yt ye father of the ſaid *George*, named alſo *George pope*, brought him over wth him in the *London marchant*, beinge about [two ?] yeeres and a half paſt ye child being then as his par[ents] ſaid aboute two yeeres olde, and his father and mother both livinge in ye Corporation of *James Cyttie* wth other children

And further ſayeth yt ſhe hath often ſent the ſaid *George Pope* to the well to bringe water in the ſaid rundlett, but never before without a Diſhe to full ye rundlett wth

Chriſtopher Stokes ſworne and Examined ſayeth that when his ſonne *will Stokes* his ſonne beinge about five yeers old cam home, he asked him how *George pope* Cam into the well, the ſaid *wm ſtokes* his ſone ſaid he kneled Downe on his knees to dip vp water and the water beinge muddy ye ſaid *George* went to power it owt and to take vpp Cleerer and ſoe fell in, and then *will ſtokes* went & tooke vpp the Rundlett one the other ſide the well, and brought it to goodwife *oſbourne*

The charge Geven to ye Jury

You ſhall trewly vppon your oathes delue̅r unto this Courte wt you ſhall finde vppon the Dilligent vew of the body of the ſaid George pope *Deceaſed as alſo vppon the Examination of witneſſes and all other circumſtances wch may geve light to the truth wether ye ſaid* George pope *Cam to his end by ye felonious Acte of Any ꝑſone or ꝑſons, or by the Viſitation of God, or miſadventure*

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thirde of *January* 1624

A COURT held the thirde of *January* 1624

ꝑſent

Sr *ffrancis Wyatt* Knight &c Sr *George Yardley* Knight Doctor *Pott* Capt *Smith* Capt *Hamer*

Thomas ffarley ſworne and examined ſayeth that he was in place when Livt *Georg Hariſone*

Harifone and *Rowland loftis* did Recken, at w^ch^ tyme this Exam^t^ fayeth that *Rowland loftis* was indepted to Liv^t^ *Harifone*, but how much he knoweth not, but as he thinketh, *loftis* was indepted to Liv^t^ *Harifone* twenty pownd waight of Tobacco or therabout, And further fayeth that mencyone was made then of A dept dewe to *Chriftopher beft*, but w^ch^ of them was to pay it he canot fay, & fayeth that ther was An Acquitance written betwixt them by *Nicholas Greenhill* and entered into A booke

M^r^. *Threafurer* brought over into this Country at his Coft and Charge in the good fhipp called the *George*, *Thomas Daunfey* y^e^ father and *John Daunfey* his fonne, *John Mott* the father and *John Mott* the fonne, and *John Hoskins*, And the lande dew for them M^r^ *Threfurer* Doth make over to M^r^. *John Baynam*

Richarde Kingfmell gent and *Thomas Allnut* fworne and Examined fayeth y^t^ the will p̄duced in Courte by *Jo: Radifhe* was the trew will and Teftament of *Peter Mar*[*t* ?]*en*, and that M^r^ *Kingfmell* did wrighte the will himfelfe.

Nicholas Grenhill fworne and examined fayeth that he writt the faid Acquittance betwixt Liv^t^ *Harrifone* & *Lowlande lofti*[*s*] and that it was for all Reckninge betwixt them

Yt is ordered y^t^ *Beniamine fymes* fhall pay all the depts & be[quefts] geven by will by y^e^ deceafed *Nathaniell Hawkfwoorth* and to pay to M^r^. *ffrancis bolton* one of y^e^ legaffes two hundr[ed] pownd waight Tobacco.

M^r^. *Abram Perfy* Cape M^r^chant afirmith y^t^ he paid to S^r^ *Georg Yardley* and M^r^. *John Powntis* for the ffreedomes of *Nicholes Bayley* and *Jonas Ryaly* five hundred pownd waight of tobacco and twelve barrells of fheald Corne, and y^t^ by his booke there is dew to him feventy pownd waight of Tobacco and by bill bearinge date the 6^th^ of *february* 1621 one hundred pownd waight of Tobacco

It is ordered y^t^ *Nicholes Baylie* and *Jonas Riley* fhall pay to M^r^. *Abram Perfy* either 396 pownd of tobacco and twelve barrells of fheald Corne, or ther wyfe to fawe him tenn thowfand foote of boorde

Yt is ordered y^t^ *W^m^ Newman* and *John Army* for their Contempt in difobeying Cap^t^ *Bafs* his Commiffiõ granted him by the Gou^r^nor fhall pay each of them 10 pownd *fter* in the beft marchantable Tobacco and y^t^ *Army* for his abfenc in not Cominge to Churge [church] fhall pay his fyne accordinge to the act of y^e^ generall Affembly.

Yt is agreede in Courte between M^r^. *John Vtie* and *Bryan Caught*, That y^e^ faid *Bryan* fhall build M^r^ *Vtie* one fhallop of eighteene foote and a halfe by the keele in lenth and fix foote and a halfe for the breadth, w^th^ maft oars yarde and Rudder, and *Bryan* to finde eleven hundred of nayles and fix fcore Ruff and Clench, And M^r^ *Vtie* to pay *Bryan* for the building of y^t^ fhallop fix fcore pownd waight of marchantable Tobacco and to alow him the helpe of a boye whilft he is about the building of that fhallop and to find him dyett And Alfo M^r^ *Vty* is to pay *Bryan* fixfcore pownd waight of Tobacco for A boate formerly builte, mentioned in the Peticione

Enfigne *John Vtie* fworne and Exã fayeth That M^r^ *John Lamoyne* vfed thefe fpeeches to him, That M^r^. *Edward Tutchin* and *Symon Tutchinge* his Brother had fome two or three thoufand waight of Tobacco to recev[e] heere between them, And that *Symon Tutchin* had gotten his brothers booke, but y^t^ *I will looke to that*

Whereas M^r^ Doctor *Pott* and Cap^t^ *Hamer* were fent . . . to fearch for certen of M^r^ *Tutchins* papers, Among [them] *Hamer* happened vppon one wrightinge w^ch^ Concerned *Walter Davis* and *Edwarde Tutchine*, w^ch^ Cap^t^ *Hamer* beinge Gardian to *John Dauis* brother to y^e^ faid *Walter Davis* deceafed, tooke owt of the truncke, and p̄fent[ed] heere in Coorte, therby to Chalenge what fhould be dewe from the faid *Edward Tutchine*, And whilft y^e^ matter was in Debatinge, M^r^ *Lamoyne* much forgettinge himfelf, fpake thefe words, Concerninge y^e^ taking away of the faid wrightinge that yf him felf fhould haue done as much, p̄haps he fhould have kyfte the whippinge poft, wherevppon the Court hath Cenfured y^e^ faid *Lamoyne* to aske Cap^t^ *Hamer* in open Court forgivenefs and to pay twenty pownd *ftr.* fyne to y^e^ Courte

John Swarbrooke fworne and Examined fayeth y^t^ the Cowe in controverfie between M^r^ *Blany*

Mr *Blany* and Mr *Sharpe*, was never vnder his Charge when he kept Capt *Wm Powells* Cattle, wch was from about A moneth after ye maſſacre vntill ye Court next followinge

Chriſtopher Sanford ſworne and exam̃ ſayeth, that ye Cow in Controverſie as aforeſaid was brought hither to this Iland after ye maſſacre wth Sr *George Yardleys* Cattle, and was vnder this Exats Charge about nyne moneths and yt when he delivered vpp Sr *George Yardleys* Cattle he left that Cow amongſt them.

Yt is ordered yt Mr *Blany* ſhall deliũ to Mr *Sharpe* the Cow and A Calf when proofe is made wch is ye Calfe

Yt is ordered yt *Peter Stafferton* ſhall paye Capt *Peerce* one hundred and fiftie pownd waight of marchantable Tobacco, becauſe he failed him of ſeaventeen barrells of Corne ſold to him ye ſaid Capt *Peerce* for nyntee pownd of Tobacco ye barrell, as Doctor *Pott* Teſtifieth in Court

Yt is ordered yt Capt *Nathaniell Baſſe* ſhall have the Vſe of the lande late belonginge to *George Grymes* at the *neck of lande*, vntill the ſaid Capt *Baſſe* be ſatisfied the ſome of ffyftie pound waight of tobac[co] wch the ſaid *George Grymes* Doth owe him as by two bills of Dept p̃duced in Coorte Appeereth

Yt is ordered yt Mr *Horwood* ſhalbe heere at Courte the ſeavententh of this inſtant *January* To bringe in his Anſwere to Capt *Hamers* demands

John Southerne ſworne and Exam̃ ſayeth, th' mr *Nicholas Hide* borrowed of *John Elyſone* thirtie ſhillings for one yeere for wch this Examt ſtandeth bonde and ſuertie for Mr *Hide*, for payment therof

Yt is ordered yt mr *Jonas Stogden* ſhall take the oath of *William Cooke* whether he were acquainted wth the ſale of three ſervants of *Wm Gauntlets* to Capt *Tucker*, or vppon wt Conditions they were made over to Capt *Tucker*.

Yt is ordered that *Joſeph Johnſon* ſhall paye *Chriſtopher Beſt* twenty pounds waight of Tobacco for the Dept of *Rowland loſtis* or otherwyfe yt he appeare heere at the Counſell Table one *Mondye* next to ſhew Cauſe to the Contrarye

Whereas Capt *Baſs* bought A Sow of *Abraham Porter* for forty five pownd waight

Mr *Humphrey Raſtell* ſworne and exam̃ ſayeth that Capt *Baſs* did p̃miſe payment of princypall good Tobacco as ye ſaid *Abraham* required

Yt is ordered that *Robert Chambley* for his Contempt in not ſervinge in A Jury beinge lawfully warned by the Provoſt Marſhall ſhall pay twenty pownd waight of good marchantable Tobacco

Symon Tutchine ſworne and Exm̃d ſayeth yt *wm G*[*yles* ?] p̃miſed to giue this Exam̃t full Satisfaction before his Depture owt of *Virginia* for the ſume of ten pou[nd] ſixteen ſhilings redy money, for wch the ſaid *Wm G*[*yles* ?] gave vnto *Edmund Tutchen* A bill of exchang to ye *Virginia* Company in *England*, wch Company wold not pay the ſaid bill, but ye bill was p̃teſted. This exm̃t further ſayeth yt Mr *Peter Eps* p̃miſed him Payment for ſeaven pound of Tobacco Dew to *Edm̃d Tutchin* and *Michell Willocks* p̃miſed payment of ſix pound of T[obacco] dew to *Edmund Tutchin*

This Exam̃t hath Recd Depts Dew to *Edm̃d Tutchine* of the p̃voſt marſhall twentie ſix pound of Tobacco of *wm Cooke* three pound And of *Robert leſter* fifteen pound, All wch Amounted to forty fower pounde of Tobacco.

Theſe Depts Receaved and to be receaved, are to be Deliu[e]red and left to be receaved by Capt *Hamer* In p̃te Satisfactiõ of Certen Covenants to be p̃formed by *Edward Tutchine* to *Walter Davis* Deceaſed for the vſe of *John Davis*

Yt is ordered yt Sr *George Yardley* ſhall pay Mris *Alice Daviſone* tenn pownd of Tobacco for ye Dept of Capt *Thorpe*

Bryan Caught ſworne and axamd ſayeth that Mr *John Gill* and *James Calver* told this Exam̃ that they gave *Toby* . . . A bill to receave one hundred pownd waight of Tobacco of Capt *Hamer*

George ffayer ſworne and exam̃d by Capt *Smith* ſayeth that *Wm Heninge*, vppon his Death bedd did giue and bequeath one hundred waight of Tobacco and three barrells of ſheald Corne to *Stephen Webb* wch Tobacco and Corne was Dew from *Thomas ffarley* by A bond remayning in the Governors haunds

Addam

Addam Dixſone ſworne and Examined by Cap[t] *Smith* ſayeth and affirmeth as much

Edwarde Pithchande ſworne and Exam̃d ſayeth that *John Cooke* Cam abord the the *littell hopdeell* at w[ch] tyme *Peter Langman* was there, and whereas *Peter Langmã* was indebted to *John Cooke* y[e] ſaid *Cooke* told *Peter Langman* y[t] he would not Suffer him to go vpp before he had paid him or putt him in ſecuritie, whervpon *Henry Watkins* becam bound w[th] *Peter langmã* for the Dept beinge one hundred fortie and fower pound waight of Tobacco w[th] condicon y[t] yf *Peter Langman* Did not pay the Dept within Certen days (w[ch] this Exã doth not well remember) that then *Peter langman* ſhold ſearve *Henry Watkins* the next yeare

John Southerne ſworne and Exam̃ ſaith y[t] there was an abſolute Bargaine between *Jo: lyghtfoote* and *W[m] Byancks* According to a pap[r] of indentures of leaſe bearing date the eighteene dye of *December* 1624 w[ch] Indentures were by the ſaid Exã produced in Courte, and that there was noe daye appoynted betwene the ſaid p̃t[ies] for the ſealinge of the ſaid Indenture, but w[th] as much convenient ſpeed as might be this Exam̃ woold wright them

Cap[t] *W[m] Tucker* ſworne and exam̃ ſayeth y[t] when S[r] *George Yardley* Came in to be Gou[r]nor y[t] he told the Ancyent Planters at *Kickotan* y[t] the land they dwelt vpon was Choſen to be the Compenys lande, and that the Compeny wold ſend to Plant it but how ſoone he knew not but bid them look fort, And that they ſhould have valuable Conſiderations for their Charges in buildinge

Randall Smallwood ſworne and Exam̃d ſayeth that M[r] *W[m] Julian* ſaid he had deliuered his peticione to the Gou[r]nor in the morninge and that he hadd wayted all daye, but yf he could nott be righted heere he wold be righted in *England* and that he wold waite here no longer

Yt is ordered y[t] Sargeant *Williams* ſhall have threeſcore and tenn pownde of Tobacco in full recompenc his Charge of building vpõ the Companys land at *Kackatan* beinge his owne demande, and the Compeny deſire it ſhould be ſoe

And whereas W[m] Julyan demandeth five hundred waight of Tobacco damages for his howſe and grounde Clered *yt is ordered* that vppon *Monday* the 24[th] of this inſtant moneth he p̃duce in Court his prooffs for the ſame in regard the Court Conceaves it an vnreaſonable demand

Nathaniell Caufey gent ſworne and Exam̃ ſayeth that M[rs] *Palmer* Cominge to his houſe ſaid to this Exãt and his wiefe y[t] there was a farefull thinge falen to M[rs] *Jurden* & beinge demanded by this Exãt what it was, ſhee ſaide y[t] M[rs] *Jurden* being vppon her bed, ſhe ſawe two hands, theone hande vppon her head theother hand vppon her Childs head and harde A voyce w[ch] Cried. *Judgment, Judgment.* To w[ch] M[r] *Caufey* ſaid *it may be it was A dreame, noe* ſayeth M[rs] *Palmer ſhe was as broad Awake as I am now.*

Further this Exãt ſayeth y[t] he never ſawe any other vnfittinge or Suſpicyous familiaritie between them M[r] *ffferrer* and M[rs] *Jurden*, but ſayeth y[t] hee hath [ſeen] M[r] *ffferrer* kiſſe her.

Wheras M[r] *Grevill Pooly* miniſter hath geven foorth ſpeech that M[r] *ffferrer* and M[rs] *Jurden* lived Skandelouſly together, beinge in Court and willed to p̃duce witneſs he p̃duceth none, but M[r] *Caufey*, but ſayeth y[t] he Conceveth it Skandelous for M[r] *ffferrer* to breake the order in Courte, w[ch] he hath done by beinge in ordynary dyett in M[rs] *Jurdens* howſe and to frequent her Compeny alone w[th]owt ſome body elſe to be in place accordinge to the order of Courte

Yt is ordered that *W[m] Julyan* ſhall have one hundred pownd waight of Tobacco in full recompenſe his buildinge vppon y[e] Companys lande at *Kackatan* beinge his owne demande and the Compenys deſire it ſhould be ſoe.

The Gou[r]nor and Councell Doe Reſpitt the Determination of the buiſnes between M[r] *Pooly* and M[rs] *Jurden* till y[e] firſt arrivall of ſhippe owt of *England*, Wherein we expect A reſolution, and that in the meanetyme things to remane in the ſtate that they are, and y[t] M[r] *ffferrer* behavinge himſelfe w[th]owt Skandall in the mean tyme, and y[e] Courte do Conceave y[t] his beinge in ordynary Dyett there, nor any familiaritie w[ch] hath been alledged,

alledged, noe iuſte Cauſe of skandall, and yᵗ in yᵉ leſſe materiall poynts yᵉ . . or firſt made might be diſpenct wᵗʰall.

Walter Mathew ſworne and Examined ſayeth that beinge in the ſtorage Roome in *Wᵐ Cowſe* his Caben, the Mʳ Caled the boy into his bed Cabin both beinge lockt in the great Cabin, between which and the boys Cabin there was a partiĉon of deale boards into this Cabin, to wᶜʰ *Wᵐ Cowſe* replied that he would not ſayinge further that yf he did ſoe it would be an overthrow to him both in ſoule and bodye and aleged the ſcripture to him, but of what it was that the Mʳ did urge him to he knoweth not, nor hard not the boy cry owt for help after this, this Exam̃t went foorth of his Cabin vppon the deck and harde noe more, but when *Wᵐ Cowſe* cam foorth of the Cabin this Exã asked him wᵗ the matter was between the Mʳ and him to whom he replied he would keepe that to himſelf till he cam into *England* but after told this Examãt the Mʳ would have Bugard him or to that effect, but did not confeſs that the Mʳ did the fact.

Sargent *Holland* ſworne and Examined ſayeth that there planted at *ſherley hundred* for *Barkley hundred* Company theſe men as followeth

Seargeant *Gabriell Holland*	*John Tayler*	*William Gillman*
Richarde ffirmely	*Charles Partrige*	*Prisman*
William Clement	Mʳ. *Hamden*	*Bullman*
Richarde Sheriffe	*Theophilus Beaſtone*	*Nicholas Pierſe*
Thomas Moultone	*Thomas Peck*	*Croſer*
Edward Purquite		

For whom Dewties were to be paide by Capᵗ *Thorpe* to Mʳ *Sandys* miniſter wᶜʰ whether they were paid or nott this Exam̃t knoweth nott.

A Copie of Mʳ *Grevell Pooly* his releaſe Concerninge Mʳⁱˢ *Syſely Jurden*

I Grevell Pooly *Preacher of the woorde doe for my p̃te ffreely and abſolutely acquitt and diſcharge Mʳˢ* Cycelie Jurden *from all former Contracts p̃miſes or Conditiones made by her to me in the waye of maryage and doe binde my ſelfe in five hundred pownde* ſter *never to have any Claime Right or title to her that way In witnes wherof I have heerunto ſett my hand & ſeal the thurde dye of* January

Subſcribed ſealed and delrd in the p̃ſence of Grevell Pooly *Cler*

Nathaniell Cauſey

Richard Biggs ſealed

his R. B. *marke.*

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tenth of *Januarу* 1624

A COURT held the tenth of *January* 1624

p̃ſent

Sʳ *ffrancis Wyatt* Knight &c Capᵗ *ffrancis Weſt* Sʳ *George Yardley* Mʳ *Threaſurer* Doctor *Pott* Capᵗ *Hamer*

Yt is ordered that *Suſann Buſh* wyddow ſhall have yᵉ Gardianſhip and Admñiſtration of *Sarah Spence* orphant her lands & goods puttinge in Capᵗ *Raph Hamer* and Capᵗ *Wᵐ Tucker* to ſtand bond for the trew Admñiſtration thereof And to be trewly Accomptable for the orphants eſtate wᵗʰ the yſſues and p̃fitts that ſhall ariſe thereof from tyme to tyme

Capᵗ *Weſt* doth heere in Court vndertake to pay the Depts of Capᵗ *Croſhaw*, he Diſpoſinge of his goods to the beſt advantage, and that vpon the ſeventh of *febructry* he ſhall bringe into yᵉ Court the accompting and yᵗ in the meane tyme notice be geven that yᵉ Creditors of Capᵗ *Croſhaw* bringe in ther Dept between this and that Tyme, and ſuch as are queſtionable bebrought into the Courte

Sargeant *William Barry* brought over into this Countrey at his owne p̃p̃ Coſts and Charges one man Servant named *James Coyne* in the good ſhipp Caled the *mary Pʳvidence*, wᶜʰ ſaid ſervant is ſince Dead.

A Courte Book
begun the xvijth January 1624

17th of *January* 1624

A COURTE held the 17th of *January* 1624
p̄ſent
S^{r} *ffrancis Wyatt* knight, [Gou^{r}no^{r} &c] S^{r} *George Yardley*, Knight, M^{r} *Th*[*reaſurer*] Doctor *Pott* and Cap^{t} *Smithe*

Yt is ordered y^{t} *W^{m} Bincks* ſhall enioye the howſe & grounde lett vnto him by *John Lightfoote* for and Dureing the tearme of . . . rs graunted to him by the ſaid *John Lightfoote* accordinge to the Bargane made between them, before *John Southerne* w^{ch} vppon oath y^{e} ſaid *John Southerne* hath witneſſed

Yt is ordered y^{t} *Nathaniell Cawſſey* ſhall take into his hands and ſafe Cuſtodie all ſuch goods as belonge to the Company and Societie of *Trweloues* [*Truelove*'s] Plantatione Accordinge as m^{r} *White* overſeer for that Company Deſired, And that he take a trwe Inventory thereof before Sufficyent men and to be Accomptable for the ſame and to p̄ſent y^{e} ſaid Inventorie to y^{e} Gou^{r}nor and Counſell wthin one moneth next after the date hereof

Yt is further ordered y^{t} M^{r} *Cawſſey* ſhall receave into his ſervice thoſe three men apoynted him by M^{r} *Whites* will *Provided* that he ſtrengthen the Plantatione wth three other men, And yf Enſigne *Chaplen* will affourde grounde and howſe roome to *Henry Turner, walter Price* and theire ſervante, y^{t} then M^{r} *Cawſſey* provide other three in the Roome of them to ſtrengthen the *Trweloues* Plantation

Yt is ordered y^{t} *Richarde Miltone* ſhall live at *ſhirley hundred* and looke vnto the Cattle of *Barkley hundred* for which he ſhalbee allowed ffiftie pound waight of Tobacco and the milke of the ſaid Kyne, *Provided* that he Carefully looke vnto them

Peeter Eecall ſworne & Examined ſayeth that *John Downman* vſed thoſe oprobrius ſpeeches w^{ch} are mentioned in Cap. *nicholes Marteu* his Declaratione

Thomas Raſtell ſworne and Examined affirmeth vpon his oath that he hath paide all the Debts charged vppon his Accompt

Yt is ordered y^{t} *John Downeman* for his oprobrius ſpeeches vſed to Cap *nicholes Martue* ſhall paye tenn pound *ſter'* for a fyne and Acknowledg his faulte in the Publique Congregation at *Kickotan* and then to aske Cap' *Martwe* forgivenes

It is ordered y^{t} whereas there remayneth over and aboue thoſe Diſburſements Diſburſed by M^{r} *Raſtell* one hundred and forty pownd *ſter̃* at three ſhillings ℔ pownd in the handes of M^{r} *Raſtell*, That M^{r} *Raſtell* ſhall leave thoſe Depts that are Dew to him here in *Virginia* Amountinge to two Thowſand two hundred pownd waight of Tobacco, to this Courte as ſecuritie *Provided* that M^{r} *Raſtell* at or before the firſt Daye of *februarye* w^{ch} ſhalbe in the yeere of o^{r} lord god 1625 Do p̄duce and ſend over from *George Gauntlett* A Diſcharge, that M^{r} *Raſtell* ſhall haue thoſe Depts retorned him againe.

M^{r} *Raſtell* Acknowledgeth y^{t} he hath receaved three hundred and ſyftye pownde waight of Tobacco of Sargeant *W^{m} Barry* and *John Warde*, vppon Condicone to bringe or ſend over fower ſervantes to be bounde for five yeeres apeece at o^{r} before *Chriſtmas* next or ells to forfeꝯ ſeaven hundred pownd waight of Tobacco

M^{r} *Threaſurer* doth make Choyſe for five hundred Acres of Land at *Chapokes Creeke* opoſite againſt *Sandy poynte* for y^{e} land dew to his office

24th of

24th of *Januarye* 1624

A COURTE held the 24th of *Januarye* 1624
pſent
Sr *ffrauncis Wyatt* knight &c Sr: *George Yardley*, Mr *Threaſurer*, Doctor *Pott*, Capt *Hamer* & Capt. *Smith*,

It is ordered yt Mr *Wm Horwood* ſhall paye fower barrells of Corne and the remainder of two hundred pownd waight of Tobacco wthin Twenty Days next after ye date hereof to Capt *Hamer* at his Dwelling howſe at *hog Ilande*

Concerning Capt *Peerce* his peticione it is thought reſonable yt he ſhuld be ſatisfied for the loſs of his ſhallop, but for yt there is noe Publique ſtock to ſatisfie the ſame it is refered vnto the generall Aſſembly

ffrancis Bancks ſworne and examined ſayeth yt Mr *Chew* goeinge from the forte to the ſtore to ſhare A hogſhed of Beeff, Called *John Bennett*, wch then ſtood Centenell to go wth him, and *John Benett* ſent this Examinat to ſend Mr *Pincke* to ſtand Centinell in his place, wch Mr *Pincke* refuſed to Doe, and this Deponent goinge into ye field to worke, *ffrancis Woodſone* was then Centenell, after this Mr *Pincke* cam into the Field and went & ſtoode by ye men yt were at woorke and after ye men had gone throw there Roes they ſate Downe to drinke Tobacco and Mr *Pincke* ſate downe wth them, and after this Deponent cam in and ſate downe wth them, And *ffrancis Woodſone* alſo, but whether *Woodſone* were cald of or whether he cam of, of him ſelf or not, he knoweth nott, but whether *Henry Pincke* cam to garde, or to ſtande Centenell this Deponent knoweth nott

And further this Examñt ſayeth yt when the Alarm was geven *Henry Pincke* and this Examñt and others cam to the olde forte whenc Mr *Bate* wth ſome other ſett them of before Cam [Capt] *Baſs* Came, and goinge from there to the other forte they brought of two or three of the ſlayne men, before Capt *Baſs* cam in and then wth Capt *Baſs* his help they brought of the reſt

Mr *ffrancis Bolton* miniſter affirmeth yt pſently vppon the Alarm Mr *Bates* Ariued him ſelf wth as much ſpeed as he could and ſett owt powder and ſhott, and went owt of the forte & went to reſcue the men

Since it Appeareth yt there was A Centenell ſett upon the men, And that by his necklect in Cominge of, that miſfortune happened, and him ſelfe ſlayne, There appears to us noe Cauſe to Cenſure the reſt

Capt *Hamer* at this Courte doth aſſigne over to Mr *Richard Kingſmill* one hundred acres of lande due to him for Tranſportation of two men in ye yeere of the lord 1617 in the good ſhip caled the *Edwyn*, the names of ye ſervants are, *Robert Burte* and *Wm Halila*

Mr *Wm Horwood* deſireth yt ye buſines betweene him and Capt *Hamer* Concerninge *John Davis*, be referred till the arival of ſhipping owt of *England* at wch tyme Mr *Horwood* is to make Satisfaction or ells the buſineſs to be determined by the Courte

Edwarde Grundon gent ſworne and Examined ſayeth, that Sr *Samuell Argall* gave Livt *Batters* Certen land in *James* Jland, And that Livt *Batters* did ſell ye ſame land to *David Ellis*, for betwixt thirty or fortie pownd *ſter*

Addam Dixon ſworne and examined, affirmeth ye ſame

Yt is ordered upon theſe depoſitions yt *David Ellis* ſhall haue A pattent of the ſame lande, therby to enable him to make good his aſſignment to *John Radiſhe* and *John Radiſh* his ſale to Sir *George*

John Davis ſworne and examñd ſayeth [1]

Yt is ordered yt *Rice How* ſhall Redeliuer the man ſervant to Mr *Pallmer*

Silveſter Bullen ſworne and Examined ſayeth yt *Robert Marſhall* did Accept of Certen Comodities he bought of *Daniell Lucy*, and three buſhells of Corne in full payment for A Sowe he ſold Mr *Lucye*

Sargent *Thomas Crampe* ſworne & Examined ſayeth yt Mr *Beſt* did firſt dreſs Livt *Hariſons* wounde

[1] The sentence breaks off abruptly.

It

It is ordered y^{t} *George Menefree* doe paye one hundred and ffyftie pownd waight of Tobacco to the p̄voſt marſhall owt of the maſters wages or otherwiſe to ſhew cauſe to the Contrary in y^{e} Courte y^{e} next *mondaye*

Yt is ordered y^{t} the p̄voſt marſhall ſhall have a pownde of Tobacco of every one that is by him warned to the Courte

It is ordered that Cap^{t}: *Roger Smyth* ſhall have paid him by the Treaō̄r in full ſatiſfac̄on of his ſalarie agreed vpon for his vndertaking of the Fort att *Warefcoick* twelve hundred pownds of Tobacco, and twelve barrells of Indian corne, w^{c} Tobacco and Corne is to be part of that w^{c} is due to the Councell beinge the moyty of the Companies rentes, and what ſhall remayne of corne and tobacco to be equally divided among the Councell

Waffell Rayner ſworne and examined ſayeth that *John Bath* gent lyeinge Sicke at theire M^{r} his howſe made a will wherein he had given his eſtate to A yonge woman in *England* and aboute A moneth after y^{t} will was made he caled to M^{r} *Stephens* boy *James* to bring him the will and cauſed the boy to caſte it into y^{e} fier and ſaw it burnte, after w^{ch} he growinge very weake deſired M^{r} *Richard ſtephens* to take his eſtate into his hands, and to paye his depts in this Countrey and to returne y^{e} remainder to his father in *London*

Joane Rayner wyeffe to *waffell Raynar* affirmeth y^{e} ſame.

Thomas Nunn ſworne and Examined ſayeth, That *John Crowdeck* tooke in A paſſenger at *Salfordes Creeke* and was to land him at *wariſhcoyke*, where they putt in, and landed the ſaid peſſenger and the weather growing fowle, and they haveinge but A ſmale grapple Ancher, durſt nott putt owt to Sea, but hopinge that y^{e} weather would breake vpp, they ſtaid at *wariſhcoyke* two dayes and two nights, dwringe all w^{ch} tyme it did rayne very much, and ſayeth yt they vſed all y^{e} beſt meanes they could to ſave the Tobacco, by Coveringe it wth y^{e} Sailes wth matts and Ruggs. And that the Tobacco tooke no hurte through any Default or necligence of theirs, And further this Examinat ſaith that w^{t} Bargaine or Agreement was made betweene Cap^{t} *Willcox* and *John Crowdeck* he knoweth nott

Edwarde marſhall ſworne and examined affirmeth all that to be trew w^{ch} *Thomas nunn* hath formerly ſaid.

Thomas Sulley hath Bargained and ſold his ſix Acres of Lande in *James Cytie* Iſlande to S^{r} *George Yardley* knight together wth the Patent thereof for ever, for w^{ch} S^{r}: *George* is to pay him one hundred pownd waight of the beſt marchantable Tobacco in good meale, yf any come in or ells yf meale come nott in in other good Comodities and to pay M^{r} *Cleybourne* for makinge the Patent

Perſivall wood and *Ann* his wyffe hath ſold one Tenement and twelve Acres of grounde lyinge at *Black poynte* late *nathaniell Hutts*, to s^{r} *George Yardley* knight for two hundred and ffyftie pownd waight of the beſt marchantable Tobacco, whereof there is paide in hand one hundred ſixtie and two pownde

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the laſt daye of *January* 1624

A COURTE held the laſt daye of *January* 1624 beinge p̄ſent

S^{r} *ffrancis Wyatt* knight Gou^{r}nor &c S^{r} *George Yardley*, M^{r} *Threar*, Doctor *Pott* and Cap^{t} *Smith*

William Engliſhe ſworne & examined ſayeth y^{t} Cap^{t} *willcox* and *John Crowdick* had ſpeaches at Cap^{t} *willcox*s houſe for Caryinge of Certen Tobacco to *James Cyttie* at w^{ch} tyme *John Crowdick* did vndertake for to deliver his Tobacco in ſafetie at *James Cyttie*, y^{e} danger of the Sea excepted

Richarde Arthur ſworne and Examined affirmeth as much as *William Engliſhe* hath ſaide

ſaide And further this Examinate ſaith that *Thomas Nunn* Confeſed at *Robert pooles* howſe that the Tobacco was ſpoyld through neckligence And the like mr *Engliſhe* by the oathe he hath taken affirmeth he hard *Thomas nun* deliver at *Robert pooles* howſe And further this deponent ſayeth yt *Crowdick* was ahead of Capt' *willcocks* boate aboue *blunt poynt* and that the winde was fayer to bring them to *James Cyttie*

Yt is ordered yt *John Crowdicke* ſhall paye Capt *willcoks* one hundred and fortie pownds waight of Tobacco, and ye ſaid *Crowdick* ſhall looſe his fraighte wch was ſixtie pownde waight of Tobacco

Doctor *Pott* doth affirme yt Cominge to Capt *Harvey* his howſe together wth him, the ſaid Capt *Harvie* (*william mutch* not beinge at home) ſent for him to ſpeake wth him, and when he came, Capt *Harvey* deſired *mutch* to deliver him the Covenants formerly drawne, To wch he replyed, *firſt lett me ſee my Corne*, Capt *Harvey* told him he ſcorned to kepe back his Corne, *mutch* replyed againe he would have his corne before he ſhould ſee them, Then Capt *Harvie* told him he was an idle knave, and yt he could find in his hart to Cudgell his Coate, To wch *mutch* anſwered ſcornefully, *alas Sr it is not in you*, whereupon Capt *Harvie* ſtrooke over ye pate wth his Trunchione, And he ſaith further yt *mutch* did give other p̄vokinge ſpeeches,

Yt is the opinione of the Courte that *Chriſtopher Barker* goinge from mr *Allnutt* Contrarie to his Covenant wthowt ſhewinge any cauſe in Court why, is not to haue any recompenc for the tyme he was wth mr *Allnutt*

John How gent ſworne and examined ſaith, that *Thomas Parke* before his goinge from *Accomack* beinge moved about the making of his will, hee made anſwere hee would make noe will, for that he had given all hee had to his mate *William Bybby* (ſome p̄te of Tobacco beinge ſent to his mother in *Englande*)

John wilkins affirmeth the ſame

Yt is ordered yt *wm Bybby* ſhall keepe the Corne now in his handes, and yt *Phetplace Cloſe* ſhall ſend the Tobacco to *Parks* mother in *England*

Yt is ordered yt the p̄voſt marſhall ſhall haue for every areſt for his ffee one pownde of Tobacco and one buſhell of Corne

Thomas Bunn and *John Rowe* ſworne and examined ſaith, that there was thre acres and a halfe of Corne . . . wch they did eſtimat to have received damage, five barrels of Corne and one barell of Peaſe and beanes but wherther it was ſpoyled by ſwyne or no they know nott

Mr *Blayny* hath agreed to paye *George ffryer* & *Addam Dixſon* forty pownd of Tobacco towards there loſs in the Corne

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the eight daye of *february* 1624

A COURTE held the eight daye of *february* 1624

p̄ſent

Sr *ffrancis Wyatt* Knight Gouernor &c Sr *George Yardeley* Knight Mr *George Sandys* Threaſ

William Geny ſworne and Exam̄ed ſayeth yt Capt *martin* told this Examinat that it was A plott of ye Compey (meaninge the *Virginia* Compeny) wth mr *Raſtell* that he ſhould bringe him by the waye of *Canada* to make him away, And hath harde him ſaye it at ſeverall tymes

Gilbert Peppett ſworne and Exam̄ed ſayeth yt he asked Capt *graues* why the Tobacco was ſoe badd, to wch he replied it was the beſt yt he could gett, And that ſome of them ſaid it was good enough to paye dewties, And yt mr *How* asked Capt *graues* how ye Tobacco Cam to be ſo badd, he beinge ſoe Curious in the takinge of hitt, Then Capt *graves* brought in A bundle of good Tobacco about 30 or 40 waight, and ſaid he paid that

in

in him ſelf for mr *How* and *John Willkins*, & This Examinat ſayeth that he tooke exception againſt the reſt of the Tobacco when he receved it and ſaid it would be burnt when it Cam to *James Cyttie*

John How gent ſworne and exam̃ ſayeth, affirmeth that he hard Livt *Peppett* take exceptions againſt the Tobacco before it cam aboord and yt he ſaid it would be burnt when it cam vpp to *James Cyttie.*

Mr *Edward Blany* Marchant ſworne and Exam̃d ſayeth yt the Accompt wch he p̃duced in Courte ys a trew accompt, the moſt of the p̃ticulars beinge deliud by him ſelf, and the reſt by his Servants Accordinge to his Booke owt of wch it was taken

Yt is ordered yt *Wm Cowſe* ſhall come vpp from *Hogg Iſlande* and heer [here] in Coorte to make Choyſe of his mr wth whom he is willinge to dwell wth, eyther wth Capt *weſte* or wth Capt *Hamer*, wth whom he hath alredy agreed

Yt is ordered, yt for ſuch ffees and other dews and Charges or otherwyſe dew to the marſhall for *Ricd Cornifh* ſhalbe defrayed, the one half by Capt *Hamer* or whom *Wm Cowſe* ſhall agree to ſerve and the other half by *Georg menefre* owt of Certen goodes of mr *Cornifhes* now in *George Menefre* his handes, wch doth amount . . .

Yt is ordered, yt Capt *wm Tucker* ſhall p̃ſently pay vnto Capt *ffrancis weſt* for A dept dew to Capt *Croſhow* deceaſed The ſume or quantetie of forty ſix buſhells of Corne, and three Calves Calved ſince *february* in *Anno* 1623, or to deliver him three *Kyne* owt of mr *Gookins* ſtock of Kyne, ſuch as Capt *weſt* or his aſſignes ſhall make Choyſe of

Tho: Leyſter ſworne and exam̃d ſayeth that Capt *Croſhow* did owe to Capt *Tucker* fower hundred and twentie pownd waight of Tobacco, & Capt *Tucker* demandinge the ſaid Tobacco of Capt *Croſhow*, ye ſaid Capt *Croſ[how]* deſired Capt *Tucker* to forbeare him Awhile longer To wch Capt *Tucker* anſwered yt yf he wold make p̃ſent payment of one hundred and twentie pownd waight of ye Tobacco, he would forbeare the other three hundred till the next Cropp, whervppon Capt *Croſhow* did ſend the ſaid one hundred and twenty pownd of tobacco by this Examinat to Capt *Tucker*

Yt is ordered yt mr *menefre* ſhall paye to mr *Chew* for the dept due to mr *Bennett* from Livt *Harifon* two hundred three ſcore and fower pownd of Tobacco, deductinge ſoe much therof as was dew to the ſaid Livt *Harifon* for his ſhare of yt Cropp wch Livt *Harifone* did overſee for mr *Bennett*, in lookinge to his ſervants wch doth Amount to . . .

Yt is ordered yt *wm Geny* ſhall paye p̃ſently ten barrells of Corne dew by his bill, bearinge date the 13th of *Aprill* 1623, and alſo feach mr *Chew* one ſhallopps ladinge of corne from the *eaſtern ſhore* by the firſt daye of *Aperell* now next Cominge

The nynth dye of *February* 1624 *Roger Webſter* ſworne by Sr *George Yardley* Knight ſayeth yt Capt *Croſhow* hired *Hugh Brett* the laſt yeere, & was for one yeere to give him two hundred pownd waight of Tobacco, And the next yeere followinge Capt *Crowſhow* was to Cary him for *England* at his Coſte and Charge

Deptes Demanded from Capt *Thorpe* Deceaſed in Tobacco as hereafter followeth (*Vidlt*)

	li.		li.
To mr *Abraham Peirſye*	235	he is to rebate	28
To *Thomas Harris*	333	he is to Rebate	40
To mr *Threr*	133	he is to rebate	16
To *marmadwke Reynar*	175	he is to rebate	21
To *Robert Polande*	090	he is to rebate	11
To mr *Buck*	240	he is to rebate	29
To Sr *George Yardley*	310	he is to rebate	37
To mr *Sandys* ye miniſter	055	he is to Rebate	07

7th of

7th of *March* 1624

A COURTE held the 7th of *March* 1624, beinge ꝑſent S[r] *ffrancis Wyatt* knight Governor &c. S[r] *George Yardley* knight, Doctõ *Pott* and Cap[t] *Roger Smith*

Yt is ordered in Courte y[t] *Charles Harmer* ſhall give ſuch Sufficyent ſecuritie to M[r] *Thomas Bunn* as he ſhall accept of for to pay M[r] *Bunn* one hundred pound waight of the beſt m[r]chantable Tobacco in leafe and three barrells of Coarne at or before the tenth daye of *Aperill* now next enſueinge

Yt is alſo ordered y[t] the ſaide *Charles Harmer* ſhall make ꝑſent payment of two barrells of Corne to *William Davis* except it ſhall appeere by the teſtimony of Cap[t] *William Epps* y[t] *William Davis* was contented to Accept of the ſaid two barrells of Corne to be paid the next Cropp.

Yt apereth by the teſtimony of Cap[t] *Epps* y[t] *W[m] Davis* ys to ſtay for y[e] 2 barrells of corne till y[e] next Cropp

Yt is ordered y[t] Enſigne *Thomas Savage* ſhall interprett for the good of y[e] Plantacõn of *Acomack* Accordinge to ſuch directions as he ſhall receave from Cap[t] *William Epps*, or ells to enter into bonde of two hundred pounde *ſterlinge* w[th] ſufficient Suertiis, unto Cap[t] *W[m] Epps* not to have any Conference at all or familiaritie w[th] the Indians of thoſe ꝑtes

Yt is ordered y[t] the heiefer w[ch] my Lady *dale* by her letter did give to Cap[t] *Thorpe*, ſhalbe Conſigned over to the La: *Dales* overſeer, in Satisfactione of ſix barrells of corne, dew from the ſaid Cap[t] *Thorpe* to my La: *Dale* beinge lent by M[r] *Colfer* her overſeer, w[ch] *Charle Harmer* her overſeer now Accepteth of in Courte.

Yt is ordered y[t] yf any one ſhall ꝑſume to trade w[th] the Indyans for Corne abowt the *Eſterne Shore* w[th] owt ſpecyall Lyſene from the Gov[r]nor and Counſell, that Cap[t] *Epps* ſhall by y[e] next fittinge opertunitie ſend upp the offender to *James Cyttie* to receave Cenſure, zeſinge firſt vppon ſuch Corne by meaſure, as they ſhall have brought in, and y[t] yf it ſhall apere there ſhalbe any extreeme need of Corne in that plantacõn, the Courte reſolves to proceed by ymployinge Cap[t] *Epps*, as they have done w[th] Cap[t] *Hamer*

A Copie of the La: *Dale* her Letter to Cap[t] *Thorpe*

Coſine Thorpe

I have receaved your Lrẽ, and doe give you thankes for puttinge me in minde of my promiſe, to the perfañce of which, I doe very willinglie Subſcribe, and woulde have written to my overſeer Henry Watkines *to deliver you a younge Heickſor, but that I underſtande you have her already and I intreate you woulde be pleaſed to ſhew this my Lrẽ to* Henry Watkines *for his diſcharge, Leaſt hee ſhoulde follow my generall directiones, and ſoe croſſe me in this that I would by noe meanes faile to ꝑforme, this Comendinge my love unto you, And you to the mercy and good ꝓtectione of the Lorde I ſhall allways reſt*

You[r] affured Lovinge Coſine
Elizabeth Dale

From Thiſtlewoorth *this vij[th] of* September

To my much eſteemed Coſen
M[r] George Thorpe
in Virginia *this be ddr* [*delivered*]

Articles Covenanted Concluded and agreed uppon the xxiii daye of *february* 1623 Between Cap[t] *Rawley Croſhow* of *Virginia* of the one ꝑtie, And Liu[t] *John Shipwarde* of *Newports News* in *Virginia* of the other ꝑte.

In primis *the ſaid Liu[t]* John Shipwarde *beinge princypall Agent and overſeer for M[r]* Daniell Gookine *of his Plantacõn heere in* Virginia, *that whereas the ſaid* Daniell Gookine

Gookine *is and doth ſtand indebted vnto the ſaide Cap^t* Rawley Croſhow *in the ſome or quantetie of* 46 *buſhells and A halfe of good Indyan Corne ſheald*

The ſaid John Shipwarde *by theſe p̄nts doth Covenant Conclude Promiſe grante and agree before his Departure into* Englande, *to deliver into the hands Cuſtodie and poſſeſſione of the ſaid* Rawley Croſhow *his Executors or aſſignes in pawne and morgage of the ſaide* 46 *buſhells and a halfe of Corne, three good milche kyne owt of the ſtock of kyne belonginge to the ſaide M^r* Daniell Gookine *at his Plantatione at* Newports Newes, *ſuch as the ſaide Cap^t* Croſhow *or his aſſignes ſhall Chuſe and accept of*

Provided *always and ſoe it is Covenanted Concluded and fully agreede by and betweene the ſaide p̄ties y^t yf the ſaide* Daniell Gookine *his executors or aſſignes ſhall and doe well and trewly content ſatisfie and paye or cauſe to be paide to the ſaide Cap^t* Rawley Croſhow *his executors or aſſignes the ſaid ſome or quantitie of* 46 *buſhells & a halfe of corne good cleane and ſheald in or uppon the ſecond daye of* february *w^ch ſhalbe in the yeere of our Lord God* 1624 *at or in the now dwelling houſe of the ſaide Cap^t* Rawley Croſhow *in* Virginia *w^thowt fraude Coven or Coluſione, then the ſaide Cap^t* Rawley Croſhow *his Executo^rs and aſſignes ſhall redeliver back y^e ſaid three kyne or three other as good in theire place, Otherwyſe the ſaid three kine to be full bought and ſolde, and the ſaide Cap^t* Rawley Croſhow *his Executors and aſſignes freely to poſſeſs & enioy them as his and theire p̄per goodes forever In witnes wherof the ſaide p̄ties to theſe p̄ſents Interchangeably have putte theire handes and ſeales the daye and yeere firſte above written*

Sealed Signed and delivered in the p̄ſence of Jo: Powntis

John Southerne — John Shipwarde

Hugh Willaſtone Gent.

Wheras *M^r* Hugh Willaſtone *gent hath paide in redye money to S^r* Thomas Smith *knight Threrer for* Virginia *the ſome of Twelve powndes tenn ſhillings for his adventure in the vioadge of* Virginia It is agreede *that for the ſame the ſaide* Hugh Willaſtone *his heyrs Executors Adminiſtrators and aſſignes ſhall have ratablely accordinge to his adventure the full p̄te of all ſuch landes tenements & hereditaments as ſhall from tyme to tyme be there recovered Planted and inhabited And of all ſuch mynes and myneralls of gold ſilver and other mettalls or treaſure pearles pretious ſtones or any kinde of wares or m^rchandizes Comodities or p̄fitts w^tſoever which ſhalbe obtained or gotten in the ſaide vioage Accordinge to the porcyone of money by him ymployed to that uſe In as ample maner as any other adventurer ſhall receave for the like ſome.*

Written this 29^th *of* June 1608 — Richarde Atkinſon

14^th of *March*, 1624

A COURTE held the 14^th of *March*, 1624 being p̄ſent

S^r *ffrancis Wyat* Knight Governor &c, Cap^t *ffrancis Weſt*, S^r *George Yardley* Knight, Doctor *Pott* Cap^t. *Roger Smith*

Yt is ordered y^t all ſuch paſſengers as are now come into this Country in the good ſhipp called the *Ann* of *London*, and doe intend to ſeate and plant them ſelves at *Kickotan*, may there lande themſelves and theire goodes, And that ſuch marchants as are now Come in the ſaid ſhipp ſhall not make ſale not above a fowerth p̄te of theire Comodities before they have made the Governor and Counſell Acquainted therewith. To the end that they and other y^e planters in the Countrey may have a p̄portion therof for theire neceſſary uſe. And we deſire Cap^t. *ffrancis Weſt* and Cap^t *William Tucker* Carefully to ſe this our order p̄formed, and for to p̄vent any unorderly goinge aboard the ſaid ſhipp

Wheras

Whereas we are informed y^t^ y^e^ plantation at *Acomack*, by receaving many planters into them are like to be in great want of Corne *y^t^ is ordered* y^t^ Cap^t^ *Epps* ſhall take a viewe of every mans ſtore of Corne & According as theire neceſſitie ſhall require, To have leave to trade with y^e^ Indians of y^t^ ſhore for ſuch quantity of Corne as ſhall ſupplie theire wants, *Provided* that he himſelf goe w^th^ ſuch a ſtrength as ſhalbe Sufficyent, And to diſpoſe of ſuch truck in ſtuff as ſhalbe brought in by the planters to him & on w^ch^ they ſhall receave one thirde of y^e^ corne bought w^th^ theire trucking ſtuffe, to y^e^ end y^t^ every mans want may be ſupplied, And y^t^ the inhanſing of pryſes and diſorderly Trading may be p̄vented.

Y^t^ is further ordered y^t^ vtill there be ſome order taken for a Comyſſione for determininge of pettie differences at *Accomack* that Cap^t^ *Epps* ſhall in the meane tyme have full power & Authority to Adminiſter an oath to any p̄ſone or p̄ſones there inhabitinge for y^e^ better decidinge of any ſmale cauſe (that may there ariſe) by way of Compremiſe, and for ſavinge the Charge and trouble of Sendinge up of witneſſes hither, for the endinge of any ſuite or ſuites, y^t^ are to be tried at this Courte, dependinge between any the Inhabitants of *Accomak*.

Robert Paramore ſworne and Examined ſayeth that y^t^ M^r^ *Horwood* Cominge to *George ffryer* for to buye certen boords, *Georg ffryer* told M^r^ *Horwood* he could not ſell them under ſix pound of tobacco a boorde, and y^t^ he would have ſome thinge ells over and above, but [what] that was this deponent cannott tell, and ſoe M^r^ *Horwood* went away not Concludinge of any pryſe.

M^r^ W^m^ *Horwood* ſworne and examined ſayeth, that he went to *Pasbyhayes* to *George ffryer* to bye ſome boordes, at w^ch^ tyme he bought of *George ffryer* ſix boordes of eighteene foote longe and eighteen Inches deepe at the price of five pound of tobacco p̄ boorde, of w^ch^ y^e^ Governor havinge two, M^r^ *Horwood* demanded two other of *George ffryer*, who replide he had non of y^e^ ſame length, but ſhewed him another ſtock of twelve foote longe, and 18 inches deepe.

Thomas Marlatt gent ſworne and Examined ſayeth y^t^ vppon *friday* the xi^th^ of *March* 1624 he beinge in Company w^th^ M^r^ *Thomas Bunn* at Cap^t^ *Mathews* houſe, where M^r^ *John Roe* did then lye ſick, he harde M^r^ *Bunn* uſe theſe ſpeches to M^r^ *Roe* (*vdl^t^*) *M^r^* Roe, *you are very weake and ſick, and I would adviſe you to ſettle your eſtate as well for the diſpoſinge of your owne eſtate as of y^e^ eſtate of M^r^* Henry Wentworth *w^ch^ is now in your poſeſſione*, to w^ch^ M^r^ *Roe* anſwered (he beinge then in p̄fect memory) *my deſire is that you will take both my owne eſtate and M^r^* Wentworths *into yo^r^ handes, and y^t^ you would ſend M^r^* Wentworths *goodes into* Englande *vnto him, yf M^r^* Wentworth *came nott over him ſelf or ſent ſufficyent order for the receavinge of them heere, And for my owne eſtate, I freely leave that to your ſelfe*, Then M^r^ *Bunn* told him ſayinge *M^r^* Roe *yt may be that you have ſome ffreends in* Englande *to whom you will beſtow ſome p̄te of your goodes and you may doe well to Conſider of that*, To whom M^r^ *Roe* ſaide y^t^ he wold deſire M^r^ *Bunn* to make Choyſe of two hundred pownd waight of his beſt Tobacco, and ſend it to M^r^ *Wentworth* into *England*, to be ſent by M^r^ *Wentworth* to his mother into *Yorkſhiere* for A token to her and all that remayned of his eſtate he gave to M^r^ *Bunn*, ſave ſome ſmale quantetie of Tobacco w^ch^ he would give in the houſe to thoſe that tended him, w^ch^ he did hope M^r^ *Bunn* would not be againſt, M^r^ *Bunn* replied *(god forbid I ſhould)* And there vppon M^r^ *Roe* deliuered M^r^ *Bunn* A bonde for 400^li^ pound of Tobacco dew from M^r^ *Stogden* to M^r^ *Wentwoorth* And 2 other letters that were ſent him from *Kickatan*.

Marche the xxx 1625

Thomas Criſpe of the Countie of *Kent* in *England* gent Areved heere in *Virginia* in the moneth of *december* 1621 in the good ſhipp Caled the *Warwicke* who brought over of his owne p̄per Adventure and Charge. Theſe Servants followinge (*vidl^t^*)

Mrgrett Riche
Thomas Gynner
Richarde Peck

And

And in *January* 1622 ther cam into this Countrey of *Virginia* in the good ſhipp called the *Abigall* at his owne p̄per Adventure theſe ſervants ffollowinge (*vidl*ᵗ)

Thomas Meare
John Whittaker

And this the ſaid Mʳ *Thomas Criſpe* hath erneſtly requeſted of the Right Woorpll Sʳ: *ffrancis Wyatt* Knight Gouernor &c. to have this recorded

p̄ me

John: Southerne Clerk

4ᵗʰ of *Aperell* 1625

A COURTE held the 4ᵗʰ of *Aperell* 1625 beinge p̄ſent Sʳ: *ffrauncis Wyatt* Knight Gouernor &c Sʳ: *George Yardley* Knight, Capᵗ *Roger Smith*

Yt is ordered yᵗ Mʳ *Pallmer* ſhall deliuer back *John Kennell* to *Rice Hoe*, accordinge to A letter ſent from Mʳ. *Beſſe* in the good ſhipp called the *Ann*.

Yt is ordered yᵗ a warrant be ſent to *ffrancis Chamberlen* gent to Apeere heere at *James Cyttie* one Tewſday the xixᵗʰ dye of *Aperell*, to anſwer to ſuch matters as by *Ann Wood* ſhalbe obiected againſt him.

John Chew marchant ſworne and examined ſayeth yᵗ when the ſhipp caled the *Adam* came downe from the vpper p̄tes, The Mʳ of yᵉ ſhipp told this Exam̄ that yᵉ Tobacco, wᶜʰ was receved of Sʳ *George Yardley* was nott good and marchantable, wher-vppon this deponent Took *Nicholes Skinner John Bates Nicholes Barran* and *Lawrence Rogers* wᵗʰ him and went aboorde yᵉ ſhipp, where they opened fower or five pipes of that Tobacco, And this Exam̄ asked thoſe who went abourd wᵗʰ him whether that Tobacco woold cary well into *England* wᵗʰowt danger of rottinge, They anſwered yᵗ yf the ſhip had any quick paſſage home, there was no danger of Rottinge, Then this deponent told them that Sʳ *George Yardley* ſaid to this Exam̄ʳ yᵗ yf the tobacco were not good and marchantable he ſhould bringe vpp two oʳ three pipes of that Tobacco to *James Cyttie* where it ſhould be vewd by men of experience, and that yf it were not good and marchantable it ſhould be burnt all and Sʳ *George* would pay him better, And . . .

Mʳ *Threr̄* alſo remembreth yᵗ he hard Sʳ *George* ſay to this deponent, that yf the Tobacco ware not good it ſhould be brought aſhore and there it ſhould be burned, and p̄ffered to paye him other.

Yt is ordered yᵗ Mʳ *John Chew* ſhall bringe in his Accompt Concerninge Mʳ *Bennetts* eſtate wᵗʰin one moneth next enſuinge to the Gouʳnor and Counſell at *James Cyttie*, yf Mʳ. *Buckley* come not in before that tyme.

Yt is ordered yᵗ Mʳ *Chew* ſhall p̄ſently lett *Richard Bartlett* have a barrell of ears, and to paye him the reſt of the three barrells of Corne when Capᵗ *Hamer* doth Come in, and *Richard Bartlett* to goe forwarde wᵗʰ the finiſhinge of Mʳ *Chews* houſe.

Yt is ordered yᵗ *Nathaniell Jeffereys* ſhall paye to the heyres of *Robert Whitehed* for his freedom fower hundred pownd waight of the beſt marchantable Tobacco whereof two hundred to be paid in hande, theother at the Crope and to give ſecuritie for the ſame.

Thomas Pawlett gent *Symon Tungis*[?] *Rife Hoe* and *Wᵐ Bayley* ſworne & exam̄d ſayeth, yᵗ *Andrew Dudley* ſervant to *Richard Biggs* at *Weſt* and *Sherley hundred*, was ſlayne by the Indyans, the 18ᵗʰ of *March* 1623 at *Sherley hundred* aforeſaid And that theſe deponents livinge at *Sherly hundred* aforeſaid did ſee when the enymie was fowle vppon, and did vew the bodie of him after he was dead.

This Exam̄ takeng *Aperell* the 7ᵗʰ 1625 befor the right Worſ̄ple Sʳ: *ffrancis Wyatt* Knight Gouʳner, *George Sandys* Eſquire Threār and Capᵗ *Raph Hamer*.

A

A Copie of Capt *Hamers* Lre To Mr *William Horwood*

Mr. Horwood *I psume you will not fayle to paye that* 100li *of Tobacco to Mr* Chew *accordinge to your promife, yf you fhoulde, you fhall doe me more iniurye than the Tobacco is woorthe, yf you pay it I pray you feale a bill to him for a* 100li *more ye next yeare and then I fhall accquiet you of your bonde, I pray you Comand my man* Tho: Waterman *to returne home to me, I heere he is at your plantation, yf he come not home the fooner, I fhall feach hym to his coſte*

Yours in wt I may

Aperell *the* 20th 1624 Raphe Hamer

Aperill the 7th 1625 before the Gouernor.

William Perry affirmeth yt himſelf and Mr *John Boyſe Richard Brewſter* and Sargeant *John Harrys* and others Planters of *Virginia* fyndinge when they came into *England* yt the pryſe of Tobacco was very lowe, and they as then vnable to gett theire Tobacco owt of ye Cuſtome howſe, Reſolved to peticon to his Matie, and deſired Mr *ffirror* yt the *Virginia* Compeny wold ioyne wth them, as the Company of the *Burmodus* had done wth the planters there, ſhewinge him alſo the Peticion wch he very well liked of, But for ſome reaſones refuſed to ioyne wth them, Where vpon they went to Sr *Samuell Argalls* Chamber and ſhewed him the peticone, to wch Sr: *Samuell* ſaide. *You ſhould do well to put in your grevances, becauſe yf you onlye deſire abatement of the Cuſtomes: wthowt puttinge in your grevances, the kinge will nott ſoe well harken vnto it,* And Mr *Roth* likewyſe adviſed the ſame Wherevppon one Mr *Johnſon* altered ye peticone in puttinge in the grevances

Then Sr *Samuell Argall* procured a Lre in theire behalfe to one in the Courte, And the ſaid Planters delivered Theire Peticion to the kinge, And ther vppon had refferenc to my Lor. Threar and Sr. *Richard Weſton* who referd them for theire grevances to my Lor: of *Suthampton* and the *Virginia* Compeny Who made Anſwere they would cale a Courte by ſuch a daye yf they woold bring in their grevances, wch they did, but would nott ſett theire hands thervnto. And ſayeth yt ſome of them would iuſtifie ſome articles or ſome ptes of them, and other iutſifie ſomeother ptes, but not all of them agreeinge in iuſtifinge the whole, or any one of them yt would iuſtifie the whole ptes of the ſaid grievances, to his knowlege *William Pery*

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xio of *Aperill* 1625,

A COURTE held the xio of *Aperill* 1625, beinge pſent

Sr *ffrancis Wyatt* Knight Gour &c Sr. *George Yardley*, Knight, *George Sandys* Trearer Capt *Roger Smith* Capt *Raphe Hamer* Capt *Samuell Mathews*, *Abraham Perſey William Cleybourne*

Yt is ordered yt wheras *Edward Sharples* by his peticione pferde in Courte, Complayneth yt for his offence formerly Committed againſt ye Governor and Counſell he ſuffered puniſhment, vppon the Pillory, and was alſo Condempned to ſerve the Colony for 7 yeers wch is a manifeſt vntrewth as appereth vppon the Record, ſo to be,

Yt is therefore ordered yt he ſhall contyney his ſervice to Mr *Dilke* Accordinge to the Gouernors appoyntment formerly made.

Yt is ordered yt notice be given to Capt *ffrancis Weſt* to bring in his proofes concerninge the Cattle, made over to Capt *Croſhow* by Livt *Sheparde*, and to be heere vppon *mondye* the five and twenteth of this inſtant moneth of *Aperell* And yt *Perſavall Ibbotſon John Powell John Woolley Wm Wadford* and *Wm Smith* do likewyſe appeere heer at Courte the ſame daye to give Teſtimony concerninge the ſame.

Yt is ordered yt wheras Mr *Copelande* ſent over into this Countrey A ſervant boy named *Elyas Gale* beinge bound Aprentice to the ſaid Mr *Copelande* for tenn yeers, as by

by prooffe ꝓduced in Courte appeereth, The Courte do Cenſure, that ye ſaide *Elias* doth ꝓperly belonge to Mr *Copelande*, and not to Mr *Burrows* wth whom he now remayneth. And in presence of ye ſaid Courte it was agreede between Mr *Emerſone* and Mr *Burrowes*, as followeth (*vidle*) yt Mr *Bourrowes* ſhall pay to Mr *Emerſone* at ye next Cropp for ye ſervice of the ſaid boye 100li waight of ye beſt marchantable Tobacco in leafe and one barrell of Indyane Corne and then to deliver ye boy to Mr *Emerſone* to ye vſe of Mr *Copelande* (yf he be livinge)

Robert Edmundes ſworn and Examined ſayeth yt one *Tewſdye* beinge the 28th of *March* 1625 Cominge alonge wth Mr *Threaꝛ* to the howſe of Mr *Hugh Crowther*, he did ſee the body of *John Verone* a ſervant boye of the ſame Mr *Crowthers* and it hunge in a Chaine in a loft in the houſe and yt he holpe to take him downe, and vewed the bodie beinge ſtript by *Pawle Reighnolls* ſervant to Mr *Crowthers*, and found noe ſhew of any blowes or ſtripes vppon his body but only vnder his Jawe wch was done wth the Chayne as he veryly beleveth, And yt he never hard from the boye him ſelfe in his lyfe tyme, nor by any ſervant in ye houſe nor otherwyſe, of any threatninge or harde vſinge offered to ye ſaid boy or Complayned of by him ſelf: And further this Examined thinketh ye ſaid boy did willfully hange him ſelf, for yt he might eaſely have ſaved him ſelf by the ſtanchione one ether hande by wch he might have ſtaid and recovered him ſelfe, and more he cannot ſaye.

W*m* *Pilkington*, *John Erwins*, and *James Chambers* ſworne and Examined affirme the ſame in every poynte and more they cannot ſaye

Thomas Hawkins ſworne and Examed ſayeth yt vppon *Tewſday* the 28th of *march* 1625 Cominge owt of the grownd from woorke about twelve of ye Clock Cominge into the houſe he miſte the ſaid boy, and then this Examinat, and Mr *Crowther* went down to the well thinkinge he had been there, but found found him nott, And Cominge back again to the houſe *Richarde* went up the ladder thinkinge the boy had been a ſleepe in the loft, and openinge the trapp doore he ſaw where the boy did hange And ſo caled to this Examinat and others in the howſe and told them vſinge theſe woordes (*lord have mercy vppon me*) *the boy hath hanged him ſelfe*, whervppon this Examinat bidd him cut him downe, wch he denyinge, this Examinat went vpp wth him into the loft, and felt the boys hande, wch he founde to be colde, then *Barthellmew Hoskins*, went vpp likewyſe, And then all of them findinge him to be dead, did ſend for Mr *Threaꝛ* and Capt *Mathews* This Exam' goinge for Mr *Threaꝛ* and *Richard Baule* and Mr *Crowther* went for Capt *Mathews*, ſoe Capt *Mathews* came firſt, And Mr *Threar* cam wth 5 of his men, and then they tooke downe the body and *Pawle Reynolls* ſtript it, but this Exam̃ did not vew ye body when it was ſtript And ſayeth yt he never hard the boy Complaine of any harde vſage, nor yt any of ye ſervants reported they ever hard the boy complaine or any wyſe diſlike but verily beleeveth ye boy willfully hunge himſelf becauſe he might ſo eaſily have ſaved himſelf by the ſtanchions, further this Examt ſayeth yt all the People of the howſe were in the field at work and cam home togeather againe, and none of them went home before to his knowledge, more he cannot ſaye

John Arundlle ſworne and Exãd ſayeth as much and to the ſame effect and ſubſtance, And veryly beleeveth he wilfully made him ſelf awaye, and that *Pawle Reignolls* went into the houſe for a stick of fier, but did not ſtaye, And after they all cam in togeather.

March ye xiio 1625

The names of the Coroners Enqueſt Impaneled vppon the inquiſitione of the death of *John Verone*, A ſeervant boye of Mr *Hughe Crowthers*.

Livt *Edwarde Barkley*	*John Burrowes*
Livt *Gyles Allingtone*	*John Jackſone*
Thomas Edwardes marchant	*Thomas Allnutt*
George Menefre marchant	*Thomas Paffmoure*
John Chew marchante	*James Hickmote*
John Bate marchant	*Nathaniell Jeffereys*
Dephelus Cann marchante	*Peeter Langman*

You

You ſhall trulie inquire for our Sou'aigne Lorde y^e King accordinge to the evidence you ſhall receave howe John Verone *the late ſervante of M^r* Hugh Crowther *cam to his death, you ſhall heerin* p̄ſent *y^e truth of your knowledg, and nothinge butt the truth, w^thowt favor or affectione foe helpe you God, and by the Contents of the Booke.*

Bartholemew Hoskins
Richarde Baule
Paule Reighnolds
Nicholes Smith

were ſworne and Examined and Teſtified the truth of theire knowledg to y^e Jurie Concerninge the death of the ſaide boye.

The Jury doe finde and ſoe they bringe in theire verdict, that John Verone *was giltie of his owne death, And that the Cheayne where w^th he hanged himſelfe doth fall to the kinge for A diadon* [deodand]

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xix^o of *Aperill* 1625

A COURTE helde the xix^o of *Aperill* 1625 beinge p̄ſent

S^r *ffrancis Wyatt* Knight Gouernor &c Cap^t *ffrancis weſte* S^r: *George Yardley* Knighte *George Sandys* Threar Cap^t *Roger Smith* Cap^t *Raphe Hamer* Cap^t *Samuel Mathews* M^r *Abraham Perſye* M^r *William Cleybourne.*

Yt is ordered y^t m^r *John Vptone* ſhall give as much to m^r *Abraham Perſie* for the eight monethes ſervice he abſented himſelfe from m^r *Perſeys* Service, ſoe much as any of m^r *Perſeys* men did gaine[?] to his ſhare y^t yere, beinge y^e yeere after y^e maſſacre, And m^r *Vpton* to give m^r *Perſy* ſufficyent ſecuritie to p̄forme the ſame.

Whereas Robert Adams and m^rs *Alice Proctor* have bene accuſed by *Edward Smith* for the Killinge of A hogg of *George Graves*, for two yeers and a halfe agoe, And *whereas* there is not Evidence brought in but only the ſaid *Edward Smith*, who hath been fownd in divers Contrary tales, And by many ſtronge p̄ſumptions is Conceaved to haue Done it in malice as alſo for y^t the ſaid m^r *Addams* hath heretofore had his tryall and the law paſt vppon him for Killing of Certen hogs about the ſame tyme and it no way apeeringe to be any other but thoſe for w^ch he receaved his Cenſure

The iuigment of the Courte is y^t the ſaid m^r *Adams* and M^rs *Proctor* be accquitted for ever of and from y^e accuſations of y^e ſaid *Edward Smith* form^rly ſpecyfied, And y^t the ſaid *Edward Smith* ſhalbe whipped, and receave thirty ſtripes for his offence

M^r *Thomas Edwardes* beinge Demanded w^t he could ſaie concerninge the Accomodatinge of p̄ſſenge^rs y^t cam in the ſhipp called the *Ann* ſaid that he wold never Deſire to be better v^ſed

Yt is ordered y^t m^r *Daniell Lacye* ſhall haue fowr acres of grounde in the Iſlande adioyne on the grounde of m^r *Kingſmells*, w^ch is the rather granted for that m^r *Kingſmell* Doth Deſire the ſame

Moris Thomſone and *John Dodſon* ſworne and Exam̃d ſayeth that they were a fortnight or three weeks abourde before they had any breckfaſt Drinke allowed them, And after they had Complayned, they had two ſmale Cans of beere for breckfaſt to 5 men w^ch Contynued ſoe for ſome ſix weeks or two moneths And they had a quarter can of beere to a meale for 5 men w^ch Contynued for the ſpace of ſixteen weeks, And after that for the ſpace of Six weeks they had three ſmale cans of beere to A meſſe. And that they had three pownd of bred a Daye to A meſſe for the ſpace of ſome ſixteene weeks. And after till theyr cominge in thre bisketts a meale to A meſs.

And for A ſixteen weeks they had three fleſh Dyes A week, And after that for about a fortnight they had too fleſh Dyes a week and after y^t 2 fleſh meales a week till theire Cominge in foorther they ſay that ther beere was well condicioned except a but or two

And foorther they ſay they have harde ſome of the paſſengers Complayne but w^t cauſe they had they know nott.

Whereas

Whereas Iſraell Knowles by his laſt will and Teſtament did ordaine and make *John Southerne* his Executor, The ſaid *John Southerne* in Courte Renounceth the ſame, But is Contented to bee Adminiſtrator, and ſoe to be lyable to pay his debts ſoe far as his goodes will extende and amount vnto, And to bringe in his Accompt into the Courte when he ſhalbe thervnto caled

A note of things of *Thomas Peerce* pryzed by M^r *Richard Buck* minister and Cap^t *W^m Peerce.*

In primis one caſe of bottles	xii^s
12 pownd of Pewter	xviij^s
1 fether bedd and two ruggs	iij^li x^s
2 barrells for peeces	xv^s
Richard Buck	v^li xv^s
Cap^t *Peerce* his mark X	
More 1 peece	j^li ij^s
And there is one gowne w^ch *ffrancis Chamberlene* is Content to acept at the rate of	vj^li *ſter.*
And we the pryſers do think it ſufficyent Toto ys	xij^li xvij^s
Richard Buck	
Cap^t *Peerce* X his marke	

the 25^th of *Aperill* 1625

A COURTE held the 25^th of *Aperill* 1625 beinge p̄ſent S^r *ffrancis Wyatt* Knight Gou^rnor &c Cap^t *ffrancis Weſt*, S^r *George Yardley* Knight M^r *Threār*, Cap^t *Smith*, Cap^t *Hamer* Cap^t *Mathews* M^r *Abraham Perſey*, M^r *W^m Cleybourne*

Yt is ordered vppon Lr̄e receaved from his Ma^ties Commiſſioners, y^t vppon *Mondye* the ix^th of *maye* next M^r *Abraham Perſey* bringe into y^e Courte the liſt of S^r: *Samell Argall*s Cattle loſt w^th him and others and y^t vppon y^e ſame dye S^r *George Yardley* p̄duce in courte the Counſells of *Virginia* there Lr̄e Concerninge the diſpoſall of the ſaid Cattle in Controverſie between them and S^r *Samuell Argall*, together w^th y^e order made heere by S^r *George* and y^e Counſell for y^e diſpoſall of them Accordinglie

And it is futher ordered y^t there be warrants directed to M^r *John Vtie* and *Roger Webſter* for *Suthampton hundred*, M^r *W^m Horwod* and *John Jackſone* for *Martins hundred*, *John Gils* and *Rich Miltone* for *Barkley hundred* and Cow Keepers for M^r *Powntis* To be heere the ſame dye, And that *John Elyſone* be heere the ſame dye And y^t y^e ſame dye M^r *Abraham Perſey* bringe in his Accompt for ſix of the ſaid Cattle

It is further ordered y^t m^r *Edward Cage*, M^r *George menefree* M^r *Richard Kingſmell* and the p̄voſt Marſhall ſhall take A p̄fect Inventory of the Eſtate of M^r *John Powntis* w^ch he hath heere in *Virginia*, And y^t Publication he made throwowt the Colony y^t y^t yf any can demand any depts from M^r *Powntis* they at or before y^e xxiij^th of *may* next they make their Claime of ſuch depts as M^r *Powntis* oweth them and to bringe in their proofes.

Wheras there are divers important occaſiones, w^ch nerely concerne the generall Eſtate of y^e Colony, *Theſe are* y^t you cale together all the fremen of y^e plantac̄ vnder your Comand And by the maior p̄tie of y^e voyce to elect two of y^e moſt Sufficient vppon whoſe

whoſe Judgements the reſt wilbe Contented to rely, y^t they Appere at *James Cyttie* the 10^th of *Maye* next enſuinge, where we hope the buſineſs will not detain them aboue three or fower dyes.

W^m Atkins ſworne and Examined ſayeth y^t he did heere *John Stephens* give his conſent to deliver the will and Teſtament p̄duced in Court to M^r *Tobyas ffelgate* but did nott ſee him ſeale and ſigne it but ſayeth y^t *John Stephens* was in p̄fect memory when he delivered the ſame, to his knowledg

M^r *Richard Brewſter* ſworne and exam̄d ſayeth y^t by *John Stephens* directions he wrott his will, And that y^e ſaid *John Stephens* did ſeale and ſigne the ſame beinge in p̄fect memory.

And forther ſayeth y^t he wrott the will and teſtament of *Robert Manſteed*, and he ſigned ſeald and delivered it beinge in p̄fect memory.

John Sparkes gent ſworne and Exam̄ ſayeth that he as A witnes did ſett his hande to M^r *Manſteeds* will, butt did not ſee M^r *Manſteed* ſigne ſeale and deliver the ſame, but y^t the will was brought brought by M^r *Bruſter* to have his hande therto

Robert Dennys alſo beinge ſworne and exam̄d as a witneſs Affirmeth as much as M^r *Sparkes* hath done

Yt is ordered y^t *W^m Horwood* and *John Southerne* by vertue of A L̄re of Attorney made to them by *Richarde Stevens* ſhall receave in goodes of *John Stephens* now brought over in the good ſhipp called the *James*, and to take A trew Inventory therof. And y^t *Andrewe Waters*, brought over by *John Stephens*, to be ymployed by them Accordinge to the trew intent and meaninge of his Indenty[ure] of Covenants And y^t they bringe in a trew Inventory of the ſaid goods uppon *mondaye* the ſecond of *maye* into the Courte.

W^m Greene ſworne and Exam̄d ſayeth y^t he was in place and did ſee when M^r *Robert Monſtidge* did ſigne ſeale and deliver his laſt will & Teſtament and y^t M^r *Manſteed* was in p̄fect memory when he ſealed and deliu̇d the ſame.

And ſoe much he afirmeth Concerninge the laſt will and Teſtament of *Jo: Stephens.*

Yt is ordered y^t M^r *ffrancis Chamberlen* ſhall paye to *Perſivall Wood* a hundred pownd wantyht [wantage ?] of Tobacco in hand

Yt is ordered that *John Powell* ſhall have threſcore pownde of Tobacco in recompenſe of his charge in building and Cleering of grounde vppon the Companys land at *Kickotan*, wherew^th he is well contented and Sattisfied w^ch is the Compenys deſire.

Yt is ordered, vppon the Teſtimony of *Richard Alforde* that *Robert Marſhall* ſhall accordinge to Agrement hold and enioy halfe the grownd w^th *Thomas Grubb* beinge newly fenct in.

Yt is ordered y^t *Vincentia* and *Bern*[*ardo* ?] ſhall have their paſſe to goe for *Englande* they entering into a thowzand pound bonde to y^e Adventurers of the glaſſe workes to ſerve the remainder of y^e tyme of theire Covenants, yf they ſhall require it either in *England*, or Tranſportinge them into *Virginia* to ſerve the time owt in *Virginia* And the M^r of the ſhipp in w^ch they ſhall goe to take charge of them to deliver them to the Commiſſioners, And to ſignifie in ou^r L̄res y^e neceſſitie of ſendinge them home

Thomas Spillman gent ſworne and examined ſayeth that Cap^t *Cownes* did offer Cap^t *Henry Spillman* his brother twenty five pownde in ſatisfactione of ffyftie buſhell of Corne. And further he ſayeth y^t Cap^t *Cownes* beinge dead, Liv^t *John Cheſman* p̄miſed to paye the fyftie booſhell of corne to this Examinat And Cap^t *Shipwarde* cominge into y^e Countrey would not lett Liv^t *Cheaſman* pay the ſaid Corne, but afterwarde this Exāt rec̄d ſower buſhell of Corne of Cap^t *Shipwarde* And after he made over fortye ſix buſhell of corne beinge ye remander of the fifty bouſhell to Cap^t *Croſhow*

Yt is ordered y^t notw^thſtandinge the depoſitions of y^e witneſſes p̄duced in the behalf of M^r *Daniell Gookine* y^t a warrant be granted for the p̄forminge of the former order.

ſecond

ſecond of *May* 1625

A COURT held the ſecond of *May* 1625 beinge p̄nte

S^r *ffrancis Wyatt* Knight Gou^rno^r &c S^r *George Yardley* Knight, *George Sandys* Threār Cap^t *Smith* Cap^t *Hamer* Cap^t *John Martin* M^r *Abraham Perſy* M^r *W^m Cleybourne.*

Yt is ordered y^t a generall warrant be granted be granted for all thoſe who are indepted to y^e adventu^res for y^e magazine of the maides,[14] and eyther to make p̄ſent payment of the Tobacco dew from them, or to appeere at *James Cyttie* before the Gouernor & Counſell to ſhew cauſe to the Contrarye.

Yt is ordered y^t *Robert Poole* who hath been Interpreter long tyme to the Colony, at his humble ſuite and requeſt, ſhall have his Paſſe granted him to goe for *Englande.*

Yt is ordered y^t notw^thſtandinge A L̄re p̄duced in Court by M^r *W^m Horwood* from Cap^t *Hamer* that the former order ſhall ſtand in force for y^e payment of fiftie waight of tobacco and fower barrells of Corne, and A warrant to be granted to Cap^t *Hamer* for y^e recovery thereof to be paid the fowerteenth of *maye* next.

Yt is ordered y^t A warrant be directed to y^e officer of y^e Plantatione where *John Clarke* A Sawier A Haves[15] man to y^e adventurers of y^e Shipwright doth remane, to ſende vpp the ſaid *Clarke* to *James Cyttie* by the firſt boate and to deliver him to y^e p̄voſt Marſhall

Yt is ordered that m^r *Greene* ſhall receave of *William Kempe* for a Dept Dew to M^r *Leech* fower hundred and Thurtie pownd waight of good marchantable Tobacco when M^r *Greene* ſhall demande the ſame

Yt is ordered y^t there be A warrant granted to Cap^t *Hamer* for the Attachinge of *John Jefferſon* the Smith and Cap^t *Hamers* Maide in any Plantac̄on where they ſhall be fownd.

Yt is ordered y^t m^r *George Keth* and *Suſane Buſh* do appere before the Gouerno^r and Counſell at *James Cyttie* vppon *Mondye* the xvj^th of *maye.*

Randall Smallwood ſworne & examined ſayeth y^t he warned *George menefrey* to appeere before the Gouernor and Counſell three ſeuerall tymes

Yt is ordered y^t the Company give ſatisfac̄tion to m^r *Horwood* for two hogſhed of meale and one hogſhed of peaſe w^ch *william Geny* receved of him for Cap^t *muce* & ymployd by him for the Company

Yt is ordered y^t m^r *W^m Ferrers* bonde ſhalbe Cancelled

W^m Geny ſworne and exm̄d ſayeth, that m^r *Eden* was content to accept of him for the payment of twentie buſhell of Corne, being Dew from M^r *Threaſer* And y^t this Deponent Did p̄miſe to give m^r *Eden* ſatisfac̄tione for it

Yt is ordered y^t *Lwke Eden* for his lewd behauior and vnreverent ſpeche uſed to M^r *Threār* in the Counſell Chamber to y^e great abuſe of the Governor and y^e reſt of the Counſell beinge then in Courte, y^t he ſhalbe laid neck and heele in the market place, and ſhall alſo pay for a fine two hundred waight of Tobacco and enter into A recognizance of a hundred pownd w^th Suffic̄yent ſuerties to the good behaviour

9^th of

[14] "Adventurers for the magazine of the maides" means subscribers to the fund used in sending over these young women to Virginia. The episode of the coming of the young women to Virginia in 1620-22, in order to find husbands, is more fullyt reated than elsewhere in an article, "The Maids who came to Virginia in 1620 and 1621 for Husbands," by H. R. McIlwaine, which appeared in No. 4 of Vol. 1 of "*The Reviewer*" (Richmond, Va., April 1, 1921).

[15] The word is very difficult to decipher, but seems to be "Haves", which may be intended for Haues—Hause—Hawse.

9th of *May* 1625

A COURTE held the 9th of *May* 1625 beinge
ꝑſent
Sr: *ffrancis Wyatt* Knight Gouernor &c, Capt *ffra: Weſt* Sr. *George Yardley* Knight, Mr *George Sandys* Threaſ Capt *Roger Smith*, Capt *Raphe Hamer* Captain *Samell Mathews*, Capt *Jo: Martyns*, *Abraham Perfey* Eſquire *William Cleybourne*

Yt is ordered yt the bonnde of fower ſcore pownde *ſterlinge* ꝑduced in Courte by Capt *William Tucker* and beinge dew to Capt *Tucker* ſhalbe paid by *George Meneſre* and *John Harte* of *London* for the dept of Mr *John fferrer* and Mr *John Bland* & Compeny

Capt *John Marten* Eſquier and one of the Counſell of ſtate affirmeth in Courte that Enſigne *Iſack Chaplen* is a periured man.

And further ſayeth yt Enſigne *Chaplen* was A Condempd man, and as yet never had his pardone for to acquitt him, ſoe that ye ſaid Enſigne *Chaplen* is not capable in law to purſue him.

Richard Kingſmell gent ſworne and examined ſayeth yt one *Thurſdye* laſt paſte *Robert ffytts* was diſordered in drinke not beinge able to goe home Contrary to the ꝑclamation made againſte drunkennes.

And further ſayeth yt *John Radiſhe* Caryed over Sr *George Yardley* his ſervants to his houſe at vnſeſonable tyme of the night and there gave them Entertainm̃t & made them drunke and the next dye gave drinke likewyſe to *Robert ffytts*, wherwth he made him alſo drunke.

Yt is ordered yt *Robert ffitts* for his offence beinge diſordered in drinke ſhall pay ſortie ſhillings, accordinge to the ꝑclatione [proclamation].

Yt is alſo ordered yt *John Radiſhe* for his offence ſhall pay twenty ſhillinge and lye neck and heels or to make A good & ſufficyent payre of ſtocks for to puniſhe offenders at or before the xvjth of *may* next cominge.

Mrs *Elizabeth Hamer* ſworne and examined ſayeth, yt Mrs *Blany* did miſcary wth a Childe, but ſayeth ſhe doth not know whether Mrs *Blaynie* did requeſt A peece of hog fleſh of Mr Doctor *Pott* or nott, or that the wante of the peece of fleſh was the occaſione of her miſcaryinge wth Childe, but ſayeth yt Mrs *Blany* did tell this Emaṁt yt ſhe ſent to Doctor *Pott* for A peece, and was denied

Mrs *Joane Peerce* ſworne and Exaṁd ſayeth yt Mrs *Blany* cam to this exaṁts houſe, requeſtinge her to ſend to Doctor *Potts* in her owne name for A peece of hogs ffleſh Mrs *Blayny* ſayinge yt ſhe had ſpoken to Doctor *Pott* for A peece, but was denyed it, And yt after Mrs *Blayny* had miſcaried, but ye tyme ſhe knoweth not, nor whether yt were the occaſione

Mrs *Iſabell Perry* ſworne and exaṁd ſayeth, yt ſhe beinge in Mrs *Blany*s howſe, Doctõ *Pott* cam into the houſe And Mrs *Blany* ſaid vnto him (*Mr Doctor* Pott) *you have kild a hog of myne, I wold you wold lett me have a ꝑt wth you*, To wch Doctor *Pott* replyed, *it is trew there is A hog kild, but whether it be yours I know nott*, Mrs *Blany* replyed *it is aparent enouffe yt is myne* (ye Doctor ſaid) *as I take it my wiffe hath given it amongſt her people*. She further ſayeth ſhee knoweth Mrs *Blayny* miſcaried, Butt whether it were before or after ſhe doth not know, neyther could ſhe perceave any alteration in Mrs *Blany* vppon thoſe ſpeeches betwen them.

Richard Townſend ſworne and exaṁd ſayeth, yt doctor *Pott* his Mr ſent by him A peece of hogs ffleſhe to Capt *Powell*, wch this Exaṁt did carye and when he cam to Capt *Powell*s houſe, and acquainted him yt his Mr had ſent him A peece of hogs ffleſh (Capt *Powell* told this Exaṁt yt hee would not looke vppon it, and ſoe went away, And further he ſayeth yt doctor *Pott* his Mr Apoynted his People to kill ſuch hogs as treſpaſſed him in his Corne, and thervppon at ſeverall tymes they kild fower hogs wch were ſpent in his Mr houſe, but whoſe hogs they were, he knoweth nott) and ſayeth yt one of them was A large hogg but very leane, and yt the other thre were younge ſhoults.

Chriſtopher

Chriſtopher Hawle ſworne and examined ſayeth, that beinge in the grounde about the tobacco, there eam A ſandy colored ſowe into the grounde neere vnto him, and ſayeth y^t doctor *Pott* bid him ſhoote her, but this exam̃t ſaid hee wold nott, doctor *Pott* replide and ſaide *kill her and I will beare thee owt iñt*, And further ſayeth y^t the next morninge he eam into Doctor *Potts* howſe and did ſee A hogg then Cuttinge out, but who kild it he doth not know, or whoſe it was he knoweth nott And further ſayeth y^t there were fower hogs kild and ſpent in Doctor *Potts* howſe, but whoſe they were he doth not knowe. And further ſayeth y^t there was great ſpoyle made in Doctor *Potts* Corne by hogs and Catle he havinge planted a dozen acres or there about but whoſe hogs or Cattle they were he knoweth not (more then one ſandy Colored ſowe w^ch was Cap^t *Powells*.

Robert ffitts ſworne and examed ſayeth, y^t beinge at good wief *Carters*, *Chriſtopher Haule* told them that A great ſandy colored ſow cropp earde of Cap^t *Powells* w^ch was kild by Doctor *Potts* apointmt and dreſt at his howſe.

Thomas lefter ſworne and Examed ſayeth that by the appoyntm̃t of Doctor *Pott* his M^r there were fower hogs kild, whereof two of them had both the eares Cropt and the further eare ſlitt, the third was Cropt one y^e further eare the neere eare whole, the fowerth hog he did nott dreſſe and therefore doth not know the marke, but whoſe thoſe hogs were this Exam̃t doth not know, And further ſayeth that Doctor *Pott* his M^r ſent him to Cap^t *Powell* and to tell him w^t greate hurte his hogs had done him in his Corne Who anſwered this exam̃t *yf your M^r his Fences be ſufficyent I ſe no remedy but he may kill them.*

Thomas Croſs ſworn and Exam̃d ſayeth, that there was A white ſow kilde and dreſte in Doctor *Potts* houſe and y^t by y^e apoyntmt of Doctor *Pott* his M^r he did helpe to ſeach her whom [home] (but ſayeth that he hard ſome of his fellows ſay it was Cap^t *Powells* ſow But for him ſelf he knoweth not whoſe ſow it was

Yt is the opinion of the Courte y^t it is no ſlander y^t M^rs *Blany* Chargeth Doctor *Pott* w^th denying her a peece of ffleſh, wherevppon ſhee miſcaried, becauſe ſhe hath taken her oath that ſhe thinketh in her Conſcyene that it was the occaſion of her miſcaryinge, but it no way appereth, and it is barbarows to Imagine, that he had any conceipt ſhe had A longing to it but thought it was ſpent by his wieſe.

And for y^e hogs woſe ever they were, the Courte conceveth that there is no damage dew from Doctor *Pott* to the owner of the hogs becauſe the ſpoyle they did in his Corne, was as great as the valew of the hogs or greater But his killinge and eatinge of them without a legall order was irreguler and Lyable to Cenſure, yet it apperes to be Publiqly done, and y^t he gave notice to his men to remember y^e markes.

William Moch ſworne and Examined ſayeth y^t *William Cobb* who had maryed one of y^e maides y^t eam over for y^e Compeny (named *Elizabeth Dagg*) the ſaide *W^m Cobb* beinge to goe fourth vppon A tradinge vioage (made his will And delivered the ſame, and three other bills of dept dew vnto him vnto This exam̃t, ſhortly after M^r *John Powntis* ſent to this deponent for the ſaid will and Bills of dept for y^t he was to receave y^e ſaide depts for Satisfactione for the Paſſage of the ſaid *Elizabeth Dagg*, which will & bills of dept this deponent ſent to M^r *Powntis* by *Richard Peerce*

Richard Peerce ſworne and exam̃d ſayeth y^t hee delivered thoſe wrightings he receaved of *William Mutch* to M^r *John Powntis* and more he can not ſaye

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y^e xxiii^th of *May* 1625

A COURT held y^e xxiii^th of *May* 1625 beinge
p̃ſent
S^r: *ffrancis Wyatt* Knight Gou^rnor &c Cap^t *ffrancis Weſt* S^r: *George Yardley* Knight *George Sandys* Threãr Cap^t *Roger Smith* Cap^t *Raphe Hamer* Cap^t *Samell Mathews*, Cap^t *Martin Abraham Perſey* Eſquire M^r *W^m Cleybourne* Surveyor.

John

John Smith ſworne & exam̃t affirmeth y^{t} Monſir *Bewmount* his M^{r} ſent this Examat and another of his men aſhore, they beinge abourd y^{e} ſhipp at the *downes* to ſeeke for ſome ſervantes, wher they mett wth one y^{t} was willinge to goe wth them, beinge a Baker, and ſoe they went to *Dover*, where M^{r} *Rayner* ſent his boate to feach them abourde. But wold nott receave the ſaid Baker nor ſuffer him to come aboarde, (this M^{r} *Reyner* him ſelfe affirmeth) And further this Examinat ſayeth y^{t} he and his fellow ſervant beinge at *deale*, at one good wiefe *Powells* who kept an Alehouſe this exam̃t asked the ſaid Baker whether he did not belonge to y^{e} King's ſhipp (who anſwered *noe*) And he ſaide good wiefe *Powell* affirmed alſo that the ſaid baker was not of the Kings Shipps Company, but ſaid y^{t} he had been, but now he was free, And ſome y^{t} were of the Kings ſhipp being then in place, ſaid he was Free from the Kings ſhip.

Symon Armeſted ſworne and Examd ſayeth that M^{r}. *Wealch* ſaid in the hearinge of divers of the ſhips Company & paſſengers That w^{t} he did, His M^{r} wold allow of wher vppon he Turned away one called *Blerde Eyes* And Mounſier *Bewmount* gave his maide an Accquittance that he wold not Troble hir And ther vppon M^{r} *Welch* diſcharged y^{e} ſaid *Bleard eys*, and tooke the maide And further ſayeth y^{t} he hard Mounſier *Beamount* demande the maide agane of M^{r} *Rayner*, but w^{t} anſwer M^{r} *Rayner* made (he knoweth nott) w^{ch} demand was made after they were at ſea.

John Buncher ſworne and Examined ſayeth that Mounſier *Bewmount* did tourne fower maides aſhore, y^{e} ſhipp then Ridinge at *Ratcliffe Croſſe*, And y^{t} Mounſier *Bewmount* did diſcharge another of his maides called *Ann* at *Gravcſend* and ſent her aſhore, giving her a releſe vnder his hande.

Yt is ordered that M^{r} *Rayner* ſhall have the benefitte of the maide, Allowinge Monſier *Beamount* for her Paſſage. And y^{t} there ſhalbe deducted owt of the fraight of mounſier *Beumonts* goods ſoe much in lewe of A man of Mounſier *Beamonnts*, w^{ch} M^{r} *Reayners* men refuſed to take aboarde (as tenn pownd in money)

Yt is ordered y^{t} Monſier *Bewmount* ſhall enter in good bonde wth ſufficyent ſecuritie to Paye M^{r} *Rayner* for y^{e} remander of his fraight the quantety of five hundred and twenty waight of the beſt marchantable Tobacco in leafe ſtript half y^{e} ſtalke at o^{r} before y^{e} firſt of *november* next Enſuinge at *James Cyttie*, And generall releaſes to be made by both p̃ties either to other, w^{ch} order was made wth the Conſents of both p̃ties

Henry Brodfull ſworne and Examined ſayeth that, About thre yeeres ſince *Robert Partine* did ſhew this Examate A Cow calfe in *James Cyttie* Ilande, w^{ch} he ſaid was his, and y^{e} ſaide calfe at that Tyme was vneare markt, And this Exam̃t ſayeth y^{t} the Cow now Chalenged by *Robert Partine* is the ſame, w^{ch} cow hath been lately markt by *John Eliſone* for the Gouerno^{r} not beinge knowne whoſe it was and Proclamatione made in y^{e} Churche that yf Any could iuſtly lay clayme to her ſhowld have her.

Robert Partine ſworne and examed ſayeth y^{t} y^{e} calf w^{ch} he did ſhew to *Henry Brodfull*, was A calfe of A Cowe w^{ch} was M^{r} *Bagwells*, and that This Exat ſuppoſed it had beene dead, but com̃ge downe lately to *James Cyttie*, *Henry Brodfull* told him y^{t} his cowe was the ſame calfe, havinge now a Calfe by her ſide.

Yt is ordered y^{t} *Robert Partine* ſhall have the ſaid cowe and Calfe, p̃vided that yf any ſhall iuſtlye prove the ſaid Cow and calfe to be theirs y^{t} then *Robert Partin* ſhalbe anſwerable for the ſaid Cow and calfe and the encreaſe that ſhall come of them to the right owner.

Yt is the ioynte opinione of the Courte, y^{t} it is moſt Convenient for M^{r} *Carles* to ſeat him ſelf and his People at *martins hundred*, becauſe that place hath beene recomended vnto him by the Commiſſioners and Adventurers.

Liv^{t} *Thomas Ofbourne* ſworne and Examd ſayeth that ſuch p̃viſions and goodes as cam over in the *ffurtherance* for the *Eaſt Indye ſcoole* never cam to the hands of M^{r} *Threar̃* but that they were [taken] by *Leonard Huſone* and caried over the water to M^{r} *Evans* his Plantac̃on where This examiñt and the Colege men then lyved And that about *febrnary* followinge this Exãt caried vp wth him thoſe of them w^{ch} remayned alive beinge

theſe three (*John Wild, Godfrey dixſie* and *William Dalbee*), the reſt beinge dead And of thoſe *John Wilde* and *Godfrey Dixſie* died the ſummer followinge at the Colledge

Nathaniell Cawſey doth aſſume in Courte to paye to Doctor *Pott* as A dept dew from Mr *Chew* one barrel of Indyan Corne and to deliver the ſame at *James Cyttie* at the firſt Cominge Downe of the next boate.

And that Mr *Chew* ſhall paye to Doctor *Pott* five barrells of Indyan Corne wthin twenty eight dyes next after ye date of this order.

Maurice Thomoſone ſworne and Examined, affirmeth that ye booke of accompt p̄duced in Courte by Mr *James Carter* was the trew booke of Accompt of Mr *Robert Bennett* and p̄fected by his owne handes.

Gyles Brent ſworne and Examed doth affirme the ſame in effect.

Yt is ordered yt Mr *Hugh Crouther* and Mr *Thomas Swyft* ſhall prayſe the goodes of Capt *Wm Nortone* deceaſed and to p̄ſent A trew Inventory therof to ye Gouernor and Counſell one *mundye* the thurteth of *may* now next enſuinge.

Mrs *Peryne Taberlen* ſworne and exam̄d ſayeth that about the latter end of *Auguſt* 1622 Capt *John Clever* died over the water at Mr *Treaſ̄* Plantation, & that this Exam̄t laid him owt after he was dead.

Mr *Vencentia Caſtine* affirmeth aſmuch

Mr *John Bates* ſworne and examd ſayeth yt about *November* laſt was twelv moneth Sr *George Yardley* paid to Mr *Jo: Chew Edwa: Brent* and *Nicholes Skinner* tenn butts of Tobacco for the vſe of Mr *Edward Bennett* of *london* marchant, the wch Tobacco when it cam downe to *James towne* Mr *Weller* ye Mr of ye *Addam* deſired Mr *Chew* and This exam̄t to goe abourd & to vew the Tobacco (ye reaſon was for yt Mr *Chew* was not at the receving of all the Tobacco him ſelf) wher vppon they went and vewed it, Mr *Brent* and *Lawrenc Rogers* beinge there likewyſe The Tobacco was diſliked, wher vppon *Brennt* ſaid yt yf ye ſhipp might have a quick paſſage, ye Tobacco might come home well enouffe, wherevppon Mr *Chew* ſaid yt yf it were not found Mrchantable by indifferent men, Sr *Georg* willed them to bringe it aſhore, if it were not fownd merchantable by indyfferent men it ſhould be burnt and others paide in the roome. And ther vppon it was packt vp againe into the butts, and Stowed into the hold to be ſente into *Englande.*

Capt *William Peerce* ſworne & examined ſayeth yt Capt *John Martin* beinge one Eveninge at this Exam̄ts houſe, They beinge in his dyninge haule where this Exam̄ts boy was, Capt *Martin* requeſted this exam̄t to Comand his boy owt of ye roome and the boy beinge gone, Capt *Martin* asked him why *Edwarde Sharples* was ſett one the Pillorye, And whether he was ſett there by the generall Aſſembly (vnto wch this examinat ſaide *noe he was not,* but that he was apoynted to that place by the Gouernor & Counſell Then Capt *Martin* replied (*I hope to ſee ſome of them ſitt there them ſelves ſhortly*—And doupted not but ſome of them would wiſh his eares one againe ſhortlye) And cauſed this Examt to geve him his hand not to reveale wt he had ſaid vnto him, And further this Examt ſayeth yt Capt *Martyn* ſaid that he had unhorſed the Company and putt them by their ſeates.

John Price ſworne and Exam̄nd ſayeth that vppon *ſondye* laſt was fortnight he put in at *perrie*s over ye water to where Capt *Jo: Martin* was, and beinge in talke wth him, Capt *Martin* diſcourſed of his vioadge into *Canada,* and told this Exāt he was betrayd into *Canada* to ye end yt he ſhould never have come hither, and further told this Exam̄t yt he was to be ſhott & This Exa't asked him *ſhould you have been ſhott at* Canada, wher vpon Capt *Martin* clapt his hand vppon his breſt and ſaid (noe, ſince he came into the Colony) Then this Examinate asked him by whom, to whom Capt *Martin* replied and ſaid yt was no matter and that is all he can ſaye.

Mrs *Elizabeth Hamer,* ſworne & Examined, ſayeth yt Capt *Martin* told her that beinge in *london* and goinge through *new gate* market Some other gentlemen beinge wth him, *Martha Syſmoure* cam vnto him and tooke acquaintance of him, The geñt that were wth him asked him *is this one of your* Virginia *whoores,* Capt *Martin* asked them *why,* they ſaid becauſe ſhe ran ſo often tymes into *Englande* from *Virginia* and more ſhe canot ſaye.

And

And after this at another Tyme Capt *Martyn* cam to this Examñt and told her yt ſome body had reported to *Martha Syſmore* yt he ſaid ſhe was a whoore to whõ this examinate anſwered, *no, you did not ſay ſoe, but you ſaide yt ſome ells did ſay ſay ſoe to you* wch he confeſt to be trew.

Edward Waters geñt ſworne and Examined ſayeth that one *ſundye* the twenteth of *May* 1625 he beinge ſent over the water by the Gouernor and Counſell to deſire Capt *martine* to come vnto them To whom Capt *martine* replide, and asked this Examñt wt was the Bueſenes & This Examñt anſwered *when you come to the Gouernor and Counſell you ſhall know the Buſines*, Then Capt *martine* ſaid, *O I knów all the buſines well enouffe that you are aboute. And for yt all your p̃ceedings is againſt my Conſeyenc, therfore I will not come thither.* Then this Examñt ſaid (*Capt* Martine *I will retourne yr anſwer to ye Gouernor & Counſell*) Whervppon Capt *Martine* anſwered *You may do as you will for I will not Come at this Tyme*, And further this Examñt ſayeth yt Mrs *Proctor* and Mrs *Perye* wiſhed him to come over wth this Examñt, But he anſwered them (againe *I will not goe over at this tyme.*

Mrs *Alice Proctor* ſworne and Exam̃d ſayeth yt Capt *Martine* ſaid to her, and her huſbande that he would not come to ye Aſſembly for yt hee knew the King & Counſell did not allow of it, And therfore he wold waſh his handes from Inocent blud as *Pilot* did, ſhe further ſayeth that Capt *martin* told her and her huſband yt he had p̃ved Sr: *George Yardley* periured before the Gouernor and Counſell, And further ſhe ſayeth yt when Capt *Marten* and Capt *Bargraue* were in ſuite of law in *England.* Vppon the endinge thereof (The King ſaid yt yf any ſhould heerafter Complaine againſt Sir *Thomas Smith*s Gouerment they ſhould be p̃claymed Traytors

Mrs *Perry ſworne and Examined* ſayethe that ſhe hath hard Capt *Martin* ſaye that ye Gouernor and Counſell had noe power to calle a generall Aſſembly, neyther could they iuſtifie the doinge thereof, And yt he for his p̃te would haue noe hand in it, ſhe further ſayeth yt when Mr *Waters* beinge ſent from ye Gouernor and Counſell, entrated Capt *Martin* to com over to them, he replyed, he would not nor would not haue any hande in their buſines, And further ſhe ſayeth yt Capt *Martine* ſaide yt yf they called the Kings wiſdom in queſtion, for anything he knew, the Kinge might p̃claime them Traytors, And further he ſaid to this Exam̃t (that yf he had not beene, The Colony and their poſteritee had all been ſold for ſlaues)

And further ſhe ſayeth yt in the time of Sr: *Thomas Dale*s Gouerment *Ann leyden* and *Jane Wright* and other women were appoynted to make ſhirtes for the Colony ſervants and had ſix nelde [needle] full of threed allowed for making of a ſhirte, wch yf they did not p̃forme, They had noe allowanc of Dyett, and becauſe theire threed [was] naught and would not ſerve, they tooke owt a ravell of ye lower p̃te of ye ſhirte to make an end of ye worke, and others yt had threed of theire owne made it vpp wth that, Soe the ſhirts of thoſe wch had raveled owt p̃te p̃ued ſhorter then the reſt, for wch fact the ſaid *Ann leyden* and *Jane Wright* were whipt, And *Ann leyden* beinge then wth childe (the ſame night therof miſcarried)

Yt is ordered that ye Plantationes from aboue *Flowerdy hundred*)
vpwordes ſhall haue of pouder.....)2 barrells
The Plantations over ye water and *Hogg Ilande*.....)i barrell ½
For *warifhcoyke*.....a barrell
For Capt *Tuckers* ſide.....i barrell
For Capt *Weſt* for *Kickatan*.....i barrell
Thoſe aboute *James Cyttie* to be p̃vided owt of the powder cominge)
For *mulbery Ilande*.....½ a barrell

The Comanders of the Plantationes to diſpoſe of the one halfe Accordinge to mens neceſſities. Wth a ſtrickt Charge to them not to waſte any, And the other to lye by them for any occaſione that may happen. And the Comanders to be bounde to make good the like quantetie to the publique ſtore ſo ſoone as any powder may be bought

Capt

Cap^{t} *Tuckers* Affirmation

Cap^{t} martin *and I walkinge before* Thomas Dunthornes *howfe demanded of me wherfore* Edwarde Sharples *loft his eares, I anfwered he had nott, but that he had deferved to haue them cut of,* well *faid hee,* it had beene better they had not medled wth him, *I demandinge of him why he fhould fay foe, hee anfwered,* I feere me fome who were the caufe of his Condempinge to y^{t} punifhment, will ftand in y^{e} place he did, *This is the truth and nothinge but the truth, accordinge to my beft remembrance*

William Tucker.

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xxx^{o} dye of *maye* 1625

A COURTE held the xxx^{o} dye of *maye* 1625 beinge
p̄fent
S^{r} *ffrancis Wyat* Knight Gou^{r}nor & S^{r} *George Yardly,* Knight, M^{r} *George Sandys,* Threaf, Cap^{t} *Roger Smith,* Cap^{t} *Samuell Mathews,* M^{r} *W^{m} Cleyborne*

Yt is ordered y^{t} *John Carter* fhall enter into bonde wth fufficient fecuritie for the payment of two hundred twenty and five pownde waight of y^{e} beft marchantabl tobacco the tenth of *November* next Enfuinge to M^{r} *John Twke,* and to paye and difcharge all other Charges concerninge the recovery of the faide duyes

Yt is ordered y^{t} M^{r} *Thomas Edwardes* fhall paye twenty fhillinges in money to Cap^{t} *Peerce* in lew and Satisfaction of one hogfhed of beere, w^{ch} M^{r} *Edwards* fhould haue deliuered to Cap^{t} *Peerce* in *Virginia*

Y^{t} is ordered y^{t} wheras M^{r} *Jo: Dennis* was to bringe over A man fervant for Liv^{t} *George Haryfone,* that *Robert Denis* beinge Attorney for y^{e} faid *Jo: Denis* fhall geeve fecuritie to M^{r} *George Humfrey* for to deliver him A man fervant at or before the firft dye of *January* now nexte enfuinge for fufficyent Satisfactn for him.

Hugh Crowther gent fworne & Exam̃d fayeth y^{t} in *Aprill* 1622 Cap^{t} *W^{m} Powells* man and divers others did Cleere a peece of grounde w^{ch} Cap^{t} *Samuell Mathews* now vfeth owt of w^{ch} ground Cap^{t} *Powell* had xxi fhars M^{r} *Hugh Crowther* had xj fhares, *Richard Pace* had x fhares, *W^{m} Pery* had three fhares *Thomas Garfes* (?) had two fhares, And *Richard Richards* had one fhare, And further he fayeth That y^{t} ground was not clered for Cap^{t} *Powell* or any other man in p̄ticular foe farr as ever he did heere or knowe. And further he fayeth that fix of his family who did help to Cleere y^{t} grounde had noe fhare

Edward White fworne and Exam̃d fayeth y^{t} he doth not know y^{t} that ground was cleered for Cap^{t} *Powell* but y^{t} it was for y^{e} vfe of the Companey y^{t} clered the fame And further fayeth y^{t} he hard y^{t} Cap^{t} *Powell* did claime that grounde as farr as M^{r} *Threars* fwampe to be his grounde And y^{t} about *Crifmas* 1620 Cap^{t} *Powell* did exchange y^{t} grounde where now M^{r} *Crowthers* liveth wth Cap^{t} *Hurlftone* for certen land w^{ch} he was to make good to Cap^{t} *Powell* in *Hogg Ilande,* And for y^{e} Cleeringe of y^{e} ground, and fharinge he affirmeth to as much in effect as M^{r} *Crowther* hath done.

Sachary Crifpe for the Cleeringe & the Shares afirmeth as much as M^{r} *Crowther* hath done, but Concerninge y^{e} exchange he knoweth nothinge.

ffurther M^{r} *Crowther* fayeth y^{t} he thinketh y^{t} Cap^{t} *Mathews* hath beftowd as much more paynes in cleeringe the fame grounde w^{ch} bore corne y^{e} fame yeere, to bringe it to y^{e} p̄fectione it is now at, befides fome w^{t} more w^{ch} he hath now cleered, y^{e} quantetie wherof he doth not know.

Edward White and *Sachary Crifpe* affirme the fame

Richard Richardes fworne and Examined fayeth that he went over to y^{e} grounde wth *Richard Pace* and y^{t} *Richard Pace* went as overfeer for Cap^{t} *Powell.* And fayeth y^{t} he never harde but y^{t} it was Cap^{t} *Powells* grounde, and y^{t} they cleered it as Cap^{t} *Powells* ground (as he ever conceaved)

James

James Carter fworn and Examd fayeth [16]

John Twke fworne and Examd fayeth that he doth know y^t *Thomas Edwardes* did Deliuer a pipe of Seack to M^r *Robert Benett* w^ch feack cam in y^e *Abigall* and as this Examñt thinketh the price was two hundred and fixtie pound waight of Tobacco

Dephebus Cane fworne and Examd fayeth that the Accompt w^ch he p̄duced in Courte is A trew Accompt. And is dew from M^r *Robert Bennett* deceafed deductinge four p̄cells dew to M^r *Bennet* from him mentyoned in M^r *Benetts* Booke.

Yt is ordered y^t M^r *Greene* fhall paye *Addam Dixfone* towardes the harmes y^t M^r *Reynolds* fow did him in his Corne twenty pownd waight of Tobacco.

Henry Speede one of the Company of the good fhipp caled the *Temperance* fworne and Examined fayeth That *Henry wilkinfone* who came A ffree paffenger in the faid fhipp and died at *newports news* abourd the fhipp who laye ficke at fea the fpace of three weeks, And This Examñit finding him to be very weake advifed him to make his will. and to fett an order for his eftate, To whom the faide *Henry Wilkinfon* faide (*that fhould not needc for yf I die I doe give all I have vnto* william flight. (only he had fix pownde in money in *England* w^ch willed his Sifter might haue if fhe would accept of it. After This (this Examñit demanded of the faid *Henry Wilkinfon* whether he woold yett make his will (To whom he anfwered) *To morow in the morninge I will* (but that night he died but before he died he gave to this Examñits wiefe twelve pounde of Tobacco, w^ch is to be paid by *W Slight.*

Thomas marlatt gent fworne and Examd the firft daye of *June* 1625 before the Gouernor, depofeth. That M^r *Threaf* never Receaved any of the goodes and p̄vifiones y^t were fent over for the *Eaft Indie Scoole.*, But that they were receaved by Liv^t *Thomas Ofbourne* Accordinge to the Invoyce Imediatly taken owt of the fhipp At M^r *Evans* his Plantac̄one, over the water where the faide Liv^t *Ofbourne* w^th the Colledge men then remayned, and fayeth further y^t *Edwarde hawfone, Richarde Skarborow, Leonard Hufon* his wiefe and Children and *Leonard Hufon* him felfe died before Liv^t *Ofbourne* and y^e college people removed to *harry hattocks.* *John wilde* died aboue after Theire goinge vpp before the Ende of *Awguft* followinge. And *William Dalby* only remayneth alive, And he remembreth y^t *Godfrey Dixfie* died before y^e later end of *maye*

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feaventh of *June* 1625

A COURTE held the feaventh of *June* 1625 beinge p̄fent

S^r *ffrancis Wyatt* Knighte Gou^rno^r &c., S^r. *George Yardley*, knight, M^r *George Sandys*, Threaf, Cap^t *Roger Smith*, Cap^t *Raphe Hamer* & M^r *Abraham Perfye*, M^r *William Cleybourne.*

Edward Blany marchant fworne and Examined fayeth y^t in *Ann^o* 1625 he receaved of S^r *George Yardley* one Thowfand and fix hundred pound waight of Tobacco or thereabouts in Role w^ch was foe wett and ill Condic̄oned, y^t he retourned it vppon S^r *George* his hande againe, And after by S^r *George* was dryed and made vpp againe w^ch when it caime to this Examñt his Skales to be waide, it was twelve hundred poundes waight or thereabouts and no more And y^t S^r *George* after did make vpp the faid fome of one Thoufand fix hundred waight of Tobacco to this Examñt

Wheras y^t prooffe w^ch y^e Courte required by an order bearinge date the 12^th of *Aprell* 1624 is now arived, Concerninge the Controverfie betwene *Stephen Poore* in the behalf of *Sara Templeman* an orphant and *Symon Withe* and though the wrightins concerning y^t buffinefs are foe defaced and imp^rfect y^t they cannot bee recorded, (*The Court doth order* y^t the three hundred and thurtie pound waight of Tobacco remainder of *Symon Withe* his eftate fhalbe fent home and Configned to M^r *Nicho: fferrar Edmund Pitchard* beinge gone home who was appoynted to receave it.

[16] A fpace is here left blank in the original.

William

William Dwglafs fworne and Examined fayeth that the fhipp caled y^e *Tiger* would not woorke vppon the ftarr boorde tack when fhe went quarteringe but what the occafione was he knoeth nott but he doth fuppofe fhe was mifs Trymde. And further fayeth fhe had a leake in her bowe, but it was not any caufe of the damnifiing of the goodes And that when the ftorme came fhee wold not woorke but laye vnder the fea: in w^ch ftorme the goodes were dampnified, and fourthe fayeth that he had certen Tobacco laden aboorde the fhipp w^ch was fpoyld And if he had nott thought it had beene fpoyld by the Cafualtie of the fea he would have fought for Satisfactione at the Courte in *Kingfale* in *Irelande* wher other of the Paffengers did fue for Satisfactione for theire loffes, But they had no Satisfactione allowed them in y^t Courte of *Kingfale* in *Irelande*

Wheras M^r *William Cleybourne* was to have by agreement w^th the Company Thurtie pownd *fterlinge* p^r *Ann^o* or fo much valuable Comodities as they were woorth in *England* for w^ch he was Contented to accept of two hundred waighte of Tobacco for the firft yeere in *Ann^o* 1622 in w^ch the Maffacre hapned, But for thefe two laft yeers (*vidl^t*) 1623 *et* 1624 he defireth of this Courte y^t he may receave fower hundred waight of Tobacco for each of thefe two laft yeers The Courte Conceavinge his demand to be reafonable have ordered y^t eight hundred waight of Tobacco be paide vnto him owt of the Companys rents

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xiii^th of *June* 1625

A COURTE held the xiii^th of *June* 1625 beinge p̄fent

S^r *ffra: Wyatt* Knight Gouerno^r S^r *George Yardley* Knight M^r *George Sandys* Threaf Cap^t *Smith* Cap^t *Hamer*, Cap^t *Samell Mathews* M^r *Abraham Perfie* M^r *W^m Cleybourne.*

William Pery fworne and Exam̃ied fayeth that about *Chrifmas* 1622 Cap^t *W^m Powell* willed this deponent to fhew Cap^t *Mathews* y^t ground w^ch now Cap^t *Mathews* vfeth of w^ch ground Cap^t *Powell* had Cleered fome 8 or 9 acres before Cap^t *Mathews* feated thereone, and y^t Cap^t *Powell* did lend Cap^t *Mathews* the howfes of the vpper fort for the vfe of his fervants but vppon w^t Condic̃ons Cap^t *Mathews* did hold the grounde from Cap^t *Powell* this depō̃t knoweth nott.

And further fayeth y^t a little befor Cap^t *Powell* dyed, Cap^t *Mathews* had fhipped his goods and moft of his Servants to goe vpp to *Pilbrook* but Cap^t *Mathews* ftaide, as he told this depon't at the requeft of M^rs *Blayny*, w^ch M^rs *Blany* after denied to this deponent, And further fayeth y^t after Cap^t *Mathews* was refolvd to ftaye he willed this deponent to goe to M^r *Crowther*. And to p̄fwade him, to lett Cap^t *Mathews* have his grounde, And that he y^e faid Cap^t *Mathews* would p̄cure y^e faide M^r *Crowther* other grounde either at *Martins hundred* or at the Colledg in lewe thereof, To w^ch M^r *Crowther* replied he would not vnles he were forced thereto.

And further fayeth y^t Cap^t *Powell* offered M^r *Pace* he fhould have the ground yf he would continue there and builte vppon [build uppon it], yf he did not [intend] to goe to his owne Plantac̃on, But *Rich Pace* goinge to his owne Plantac̃one, did leave it vpp to Cap^t *Powell*

We fee noe fuch right invefted in Cap^t Powell *and his Children in the land now in Controverfie wherby wee can by A legall order put Cap^t* Samuell Mathews *who is p̄fently faeted thereone, (owt of Poffeffione)*

The Courte conceave noe fufficyent grounde for us to grant A warrant to M^r Woollridg *for recovery of the twenty fix pownde, of Cap^t* W^m Peerce *and M^r* Blayny *given M^r* Woolridg *by an Awarde owt of* Englande.

W^m Greene Churgione fworne & examed fayeth y^t the bill of Phifick & furgery p̄duced in Courte, w^ch was minftered vnto *John Stephens* him felf and his fervants at fea is A trew bill, And that *John Southerne* fhall fatisfie the fame before M^r *Greene* departe

June

June the 17th 1625

Before Sr *ffrancis Wyatt* Knight Gouernor &c.

Roger Williams aged xxiii yeers or therabuts ſworne and examñd ſayeth yt before before Capt *Samuell Mathewes* had ſhipped his goodes to goe vpp to *Polebrooke* his ſervants had cleered ſome grounde, one the ſame ſide of the ſhwampe where Capt *Mathews* howſe doth ſtande neere vnto the ſwampe, wch ꝑteth the landes of Capt *Mathewes* & Capt *Powells*, And yt after Capt *Mathews* had landed his goods at Capt *Powells* houſes wch he firſt intended to have caried vp to *Polebrooke* then Capt *Mathews* ſervants did Cleere ſome grounde in or neere the place where the howſes of Capt *Mathews* now ſtande, beinge the land wch *Edwarde Blayney* claymeth in the right of Capt *Powells* Children, And that this Cleeringe of the grounde in queſtione, was in the liefe tyme of Capt *Powell* ſince deceaſed.

Aron Conway aged xxii yeers or therabouts ſworne and Examed ſayeth yt before Capt *Mathews* had ſhipped his goodes to goe vpp to *Polebrooke*, hee this deponent wth other of Capt *Mathews* ſervants did begin to cleere a peece of grounde neere to the ſwampe wch ꝑteth the lande of Captain *Mathews* and the Children of Capt *Powell* deceaſed, And that after Capt *Mathews* had changed his reſolution for goinge to *Polebrooke* and had landed his goodes at the howſes of Capt *Wm Powell* deceaſed he this deponent wth other of Capt *Mathews* ſervants did cleere ſome ꝑte of the grounde where now the howſes of Capt *Mathews* ſtande, or neere vnto them, beinge the land wch *Edward Blayny* Claymeth in the right of the children of Capt *Powell* deceaſed, And that the Cleeringe of the ground in queſtion, was in the liefe tyme of Capt *Powell*

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xio of *July* 1625

A COURTE held the xio of *July* 1625 beinge ꝑſent Sr: *ffrancs Wyatt* Knight Gouernor &c., Capt *Roger Smith*. Capt *Raphe Hamer*, Mr *William Cleyburne*.

It is ordered in Courte yt Mr *John Chew* ſhall contynew Priſinor vntill he hath given Doctor *Pott* Satisfactione for five barrells of Corne.

Examinations taken the Twenteth of *July* 1625 before Sr *ffrancis Wyatt* Knight Gouernor &c, Capt *francis weſt*, Capt *Roger Smith*, Capt *Raphe Hamer*, Mr *William Cleybourne*.

William Barnes, borne in *ffawley* in the Couñt of *South*. ſworne and Examined ſayeth, that Capt *John Powell* ſhipped him at ye *Ile of Wight* in ye good Shipp called ye *black Beſs* of *ffluſhinge* of ye burthen of one hundred Tunns and ſayeth yt he was acquainted that ſhe was A man of warr, But Capt *Earsfield* wiſhed this Examinate to goe alonge in the vioage wth Capt *Powell*, for yt he had ſeene and ꝑuſed his Comiſſione from ye States & fownd it to be Sufficyent, And ſayeth yt Capt *Powell* ſhipped him for ſhares and not for wages, And ſayeth that they were fowr ſcore and tenn or fowrſcore and twelve men aboarde the ſhippe when they putt foorth to ſea and yt the ſhaped theyr courſe for the Weſterne Ilandes, where they beate vp and downe the ſpace of a fortnight, And from thence they ſhaped theire courſe for the *Carib* Ilands to get ſome ꝑviſione, to ſave theire owne victualls, And after yt they coaſted to and againe about the *weſt Inges* to meete wth ſome pryſe. And in the baye of *Marycaw* they took A ffriggett wth a ſhallopp, but this Examinate remayned abourd the ſhipp and cannott tell ꝑcyſlie wt goodes was in her.

And ſayeth yt Capt *Powell* putt ſome of his men into the ffriggett to man her and ſoe kept in Conſort together for ye ſpace of a fortnight, And ſayeth yt divers of the Compeny beinge

beinge putt to harde allowance, and bad vſage by Capt *Powell*, and beinge required by him to ſett theire hands to Certen Articles yt they ſhould goe any way he comanded them and to fight againſt any, eyther freende, or foe, They reſolved for to ſhipp them ſelves in the ffrygett and ſoe to gett home for theire Countrey, And they deſired Capt *Jonnes* to goe wth them to be theire Capt & mr and told him yf he would nott, They would force him vnto it, in regarde he had ſhipped many of them and was ye occaſione they cam to ſoe greate miſery, And ſayeth yt Capt *Powell* knew of theire Cominge away and yt they ꝑted from him in the daye tyme, towardes ye eveninge, And ſayeth yt they ꝑted from Capt *Powell* about the latter ende of *January*, as he remembreth., And ſayeth yt they did beate vpp and downe ye coaſte ſome two monethes and at laſt mett wth this ffriggett vppon the coaſte of *Cooba* and yt thoſe in the friggett forſooke her, & went aſhore in theyr boate wth ſuch goodes as they could carry wth them, and yt they fownd nothinge in her but ſome 60 Turtles and certen Rawe hides, And ſayeth they tooke yt frigett alonnge wth them and yt theire intent was to have gone for *England*, but by reaſone yt Capt *Jonnes* was vnacquainted in thoſe ꝑtes they could not gett free of the Ilandes, And yt after this about Cape *Curraibes* they mett wth a friggett, and hailed to them and they caim vnder theire lee, wherin were a bout ſixteene men, of whom they had ſome ꝓviſions and did pilott them in where they had freſh water.

And with them they left ye frigott wch they had firſt taken and theire owne And tooke A negro and A *ffrenchman* who came away with them willingly, And a *Portugall* to be Their Pilott owt of the *Weſt Indyes*, becauſe they had longe leyde vpp and downe, and could nott gett Cleere, After this they gott cleere and came to ye cape of *ffllorida* where they intended to take in freſh water and to gett ſome ꝓviſions and ſoe cam to an Ancher, and ſent aſhore and gott in ſome Water and Turtles, but by extremitie of fowle weather they loſte two anchers and cables, and theire boate ſunk at the ſhipps ſtearne, ſo as they were forćte to leave two of their Compeny aſhore & were driven them ſelves owt into the Current ſo yt they could not putt in to gett theire men abourd nor could not putt ye *Portugall* aſhore, as they intended at any place where his countrymen were, And after this, not beinge Sufficiently Victuled to goe for *England* They reſolved to ſhape their Courſe for *Virginia*, Theire ſhip alſo beinge very leakt, And ſayeth yt they landed at Cape *Hatteras* in a ſmale boate wch they made themſelves, aboard ye ſhipp wth ꝑte of ye rounde howſe to gett freſh water, but could gett none, And after yt ye next Daye They gott in at ye Capes and ran into this river, uppon *Mondaye* the eleventh of this moneth of *July* 1625

William Endrye of *ſeverſam* in *Kent* ſworne and Examined Sayeth yt he was ſhipt at *ffluſhing* by Capt *Jonnes* into ye *blacke Beſs*, and yt he harde Capt *Powells* Comiſſion readd, and yt they having victuled at the *Iſle of Wight* and taken in ſome more Company, they putt to ſea & ſhaped theire courſe for ye *weſtern Iſlands*, where they beate vpp and downe ſome few days, and after went for the *Weſt Indies*, and at the *Granados* they builte them a ſhallopp. And at the bay, levinge ye ſhipp at an Ancher, They went in the ſhallop aboute 25 men and boarded a *Spaniſh* frigott, but the men were all aſhore, where they fownd ſome ſmale ꝓviſione and certen Raw hides one the ſhore, And they mande ye frigott and kept her in Conſort with them, But after, Capt *Powell* cuttinge ſhorte theire allowance and requiringe them to ſigne to Certen Articles, (among wch) one was yt thay ſhould fight againſte any whether they were freend or foe, wherevppon they reſolved to depart from him and to goe for theire Country, and ſoe was Capt. *Jones* for theire Capt and Mr who was willinge to come with them. And furniſhinge them with Some ꝓviſione and freſh water, They ꝑted from their Admirall And beatinge vpp and downe one night lyinge at hull in the morninge the eſpied this frygott, and makinge after her, The men hoyſted owt theire boate and went aſhore, whervppon the went aboorde ye frygott and fownd never a man in her; but 60 live Turtles and fower ſacks of meale and ſome lynnen and woolen Cloath and ſome 5 or 6 hundred waight of Tobacco and 2 peeces of ordynance and ſome other ſmall matter Soe they mande this frigott and caried her wth them and after came to Cap *Currante* Where they fownd another friggott

friggott, wch cam vnder theire lee, and they went wth her to the wateringe place, And after they took owt of this frigott Certen Raw hides and ſome Tobacco and a *french* man and neger wch were very willinge to come wth them, and a *Portugall* to be theire Pilott, leavinge wth them the frigott wch they had firſt taken and theyre owne, And after they came to Cape *ffloride*, and having ſent aſhore for water, and theire men coming aboard wth water and ſome Turtles, leaving two of their Compeny aſhore for the feackinge of Turtles, By fowle weather they loſt two Cables and Anchers and theire boate ſunke at the Shipps Stearne, and were forced to ſea, by wch means they could not recover their men nor putt the *Portugall* aſhore, whom they were forced to take in to be a Pilott for to bringe them owt of the Iſlands, and their victualles being ſhort and the ſhipp leakye they reſolved to ſhape theire courſe for *Virginia* and arrived heere on *Mondye* the eleventh daye of *July* 1625

Andrew Roe of *holte* in *Northfolke* ſworne and examined Sayeth yt he was ſhipt in *ffluſhinge* by Capt *Powell* and Capt *Jonnes* in the *Black Beſs*, and havinge victuled at the *Iſle of Wight* they put owt to ſea and went firſt to ye *weſtern Iſlands*, and from thenc to ye *Weſt Indies*, where they lighted uppon a frigott, but he this Examñt was not aboord the ſhallopp yt took her. ſoe they mande the frigott and tooke her alonge wth them, and after becauſe Capt. *Powell* would not allow them Sufficyent water and victualls, and required them to ſett their hands to Certen Articles, ye Compeny grew diſconted [diſcontented], and ſoe Capt *Powell* bid them that would goe for theire Country to take the frigott and goe in her, Wherevppon the Choſe Capt *Jonnes* for their Capt and Mr and ꝑted from him, intendinge to goe Immediatelie for their Countrey, but theyre ꝓvyſions and water beinge ſpent, they were forced to putt in for releefe, And havinge gott ſome ꝓvyſions they could nott finde the way owt of the Iſlands, the Capt beinge vnacquainted in thoſe ꝑts, And after beating vpp and downe they lighted uppon a ffrygott where they found 60 Turtles and ſome Tobacco and meale and other ſmale matter, and takinge her wth them, afterwards lighted vppon a *Spanish* frigott wch came under their lee, and they gave them their firſt friggott, taking out of her ſome Raw hides and ſome Tobacco and a negro and a *ffrenchman* who were deſirous to goe alonge wth them, and a *Portugall* to be theire Pilott owt of the Iſlands, intendinge to ſett him aſhore vppon Cape *ffloride* or thereabouts and after they gott ſome freſh water and ꝓviſions aſhore, They left two of theire Company aſhore, and the weather growinge fowle they loſt two Cables and Anchers and theire boate ſunke at the ſhips ſterne, by means wherof they coulde not goe for their men but were driven owt to ſea, And after had no oportunitie to ſett ye *Portugall* aſhore but came directly for *Virginia*, where they Arrived one *Mondye* the Eleventh of *July* 1625

July the xxiº

being ꝑſent

SIR *FRANCIS WYATT* Knight, Gouernor &c., Capt *ffrancis Weſt*, Capt *Roger Smith*, Capt *Raphe Hanor*, Mr *William Cleyborne*

Yt is ordered yt fowerteene of thoſe men wch came in wth Capt *Jonnes* ſhalbe ſent vpp to *James Cyttie* wth ye firſt, To be diſpoſed of by the Governor and Counſell to ſuch places in the Colony as they ſhall thinke fitt, wherof the *frenchman* to be one, And yt Capt *ffrancis Weſt* make Choyſe of ſuch others as he ſhall thinke fitt of.

And ye Courte doth Conſent to ye requeſt of Capt. *ffrancis Weſt* That he may make vſe of the ffrygott and all the Tackell Apparell munitions maſts ſayles ſayle yardes &c., now to her belonginge or appertayning, ꝓvided that he ſhalbe accomptable for the valuable ſome of twelve hundred pownd weight of Tobacco, Wch ſome Capt *Jonnes* and the ſhips company hath demanded for her, To any ſuch to whom of right ſhe ſhall Appertaine vppon further Conſideration

Yt

Yt is alſo ordered y^t^ the *Spaniard* ſhalbe ſent vpp to y^e^ *neck of lande* vnto M^r^ *Luke Boyſe*, there to abide (vntill fourther order

November 1624

Received of Dicktoris Chriſtmas *and* John Haſſarde *for the vſe of* Suthampton hundred *fower barrells of Corne by the appoyntment of M^r^* John Powntis

℔ *me* John Utie

*M^r^* Powntis *receaved of them when he went a trading for the vſe of his Pynnace ſaid barrell of Corne* *Witneſſed by* Richard X Croker

Receaved the 9^th^ *of* December 1623 *for the vſe of M^r^ John* Powntis *in* ℔te *of a more ſome one hundred and fower pownde of Tobacco, I ſay receaved of* John Haſſarde *the ſame above* Nathaniell Baſſe

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xxii^th^ of *Awguſt* 1625

A COURTE held the xxii^th^ of *Awguſt* 1625 beinge ꝑſñte S^r^: *ffrancis Wyatt*, Knight Governo^r^ &c, Cap^t^ *ffra: Weſt*, Cap^t^. *Roger Smith*, Cap^t^. *Raphe Hamer*, M^r^ *W^m^ Cleybourne*.

John Southerne ſworne and examñed ſayeth that *Thomas Paſſmoure* and *Chriſtopher haule* came unto him for to have him make a payr of covenants betwixt them, the ſaide *John Southerne* demanded of them, w^t^ theire bargane was, they ſaid the cropp was to be ſett in ſeaven ℔tes wherof M^r^ *Paſſmoure* was to have fowre ſhares and *Chriſtopher Haule* to have three, But M^r^ *Paſſmoure* ſaide he would have a little peece of grounde to him ſelfe for his wiefe and his boy to plant and tend, To w^ch^ *Chriſtopher Haule* ſaid *I will make no new bargaine, and yf you will ſtand to our firſt bargaine (ſo) otherwiſe I will make no other bargaine*, and ſo they departed.

Thomas Brodfiel ſworne and Examined Sayeth that he ſitting in Compeny w^th^ M^r^ *Paſſmoure* and *Chriſtopher haule* he harde M^r^ *Paſſmoure* ſaye that *Chriſtopher haule* ſhould have three ſhares of y^e^ Cropp and y^t^ he would leave his men over to *Chriſtopher haule* and meddle not w^th^ them, And this was ſpoken before this Examiñt after they had been w^th^ M^r^ *Southerne*. And M^r^ *Paſſmoure* willed this Exam̃t to take notice w^t^ he ſaid

Yt is ordered y^t^ *John Haule* ſhall have his howſe and fowre Acres of land ioyninge to the land of *Thomas Paſſmoure* ſcytuate in *James Cyttie* Iſland where he hath now built & ſeated

Thomas Kerſie ſworne and Examined ſayeth, That *Chriſtopher haule* did woorke about y^e^ Cropp ſometymes two howers in a Dye and ſometymes three howres and very ſeldome a whole Dye together

John Buckmaſter ſworne and Examined affirmeth as much as *ThomasKerſie* hath formerly ſaid

It is agreede by and w^th^ the Conſents of *Thomas Paſſmoure* and *Chriſtopher haule* (as followeth) That is to ſay y^t^ of y^e^ Cropp now in queſtion between them M^r^ *Paſſmoure* ſhall have fower ſhares therof & *Chriſtopher haule* to have three ſhares and *Thomas Paſſmoure* To have the little hill now planted with peaſe and pompions to him ſelfe, And yf *Chriſtopher haule* ſhall neclect his Carefull labour for y^e^ good of y^e^ Cropp, That then he ſhall make allowance to *Thomas Paſſmoure* for the ſame.

Yt is ordered, y^t^ Mounfyue *Bomounte* may ſeate him ſelfe and his people vppon any place About y^e^ *Eſterne ſhore*, being five miles from any land actually poſſeſſed by y^e^ Compeny or any other man. And for any other order the Courte cannot determine, before they bee farther informed w^th^ y^e^ Certentie of y^e^ boundes of y^e^ lande, w^ch^ he deſireth to have granted.

xxix^th^ of

xxix^th^ of *Auguſt* 1625,

A COURTE held the xxix^th^ of *Auguſt* 1625, beinge
ꝑſent
S^r^. *ffrancis Wyatt*, Knight, Governor &c, Cap^t^. *Roger Smith*, Cap^t^ *Raphe Hamer*, M^r^ *W^m^ Cleybourne.*

Cadwallader Jones Sworne and Examined ſayeth y^t^ vppon *Thurſday* nyght laſt he harde a Tumulte in *Joſeph Johnſone* his howſe betwixt the ſaid *Joſeph* and his wiefe. And ſayeth y^t^ M^r^ *Branſbye* his m^r^ caled to this Examiñt and other of his fellowes to come to him. ſoe this Examinat and *Rober Crew* his fellow ſervant, went to *Joſeph Johnſones* howſe where he and his fellow ſervant found their M^r^ and *Joſeph Johnſone* fallen fowle together they being vppon the bed, where they ꝑted them, And further ſayeth y^t^ M^r^ *Branſbie* ſaid *this I have for* ꝑtinge *of* Newgate *birdes and* Bridewell *whores*

George Prouse ſworne and Examined Sayeth y^t^ vppon *Thurſday* laſt M^r^ *Branſbie* his m^r^ after he came from *Joſeph Johnſones* howſe ſent this examñt to *Johnſones* howſe for his hatt and hat bande, And Cominge away from y^e^ howſe he heard M^r^ *Branſbie* ſay to *Joſeph Johnſone*, y^t^ yf he did beat and abuſe his wiefe any more he wold beate him tyghtlie vnleſs y^e^ Governo^r^ comanded y^e^ contrary.

And further *Cadwallader Jones* ſayeth y^t^ about y^e^ midſt of *Octobor* 1624, *Joſeph Johnſone* goinge abroad with his peice, very far from his howſe and in great danger of the Enymie, M^r^ *Branſbie* being Comander of y^e^ Plantacon, hath often admoniſhed him therof, And M^r^ *Branſbie* offeringe for to diſarme him of his peece, y^e^ ſaid *Joſeph* beinge gott into his howſe, ꝑſented his peece againſt M^r^ *Branſbie*, ſayinge *now come if you will.*

And further *George Prouſe* before ſworne and examined ſayeth that about *Eaſter* laſte *Joſeph Johnſone*, beating of his wiefe, M^r^ *Branſbie* and others w^th^ him Cominge vpp towards *Johnſones* howſe, to pacifie them, The ſaid *Johnſone* ꝑſented his peece owt at his window and ſaid To them *w^t^ have you to do heere, you were beſt kepe back or I will make y^e^ ſtande back*

Yt is ordered at this Courte, that *Joſeph Johnſone* in regard of his contempt againſt the Comander of the Plantacone, as alſo for y^e^ Contynuall ſquabblng and miſuſinge of his wiefe, ſhall enter into bonde of fortie pownds w^th^ a ſufficient ſecuritie, to be from hencforth of good behavioure, as well towards our Souveragne lord y^e^ Kinge, as all other his leege ſubiects

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12^th^ of *September* 1625

A COURTE helde the 12^th^ of *September* 1625 beinge
ꝑſent
S^r^: *ffrancis Wyatt* Knight Gouernor & Cap^t^ *Roger Smith* Cap^t^ *Samuell Mathewes* M^r^ *Abraham Peerſey* m^r^ *W^m^ Cleybourne*

Y^t^ is ordered y^t^ *william Browne* Boatſwayne of the good ſhipp called the *Elizabeth*, ſhall deliuer three hatts to m^r^ *Thomas Allnut*, w^ch^ were ſent him owt of *Englande*, w^ch^ the ſaid *W^m^ Browne* ſold at *Kickowtan*, At or before the xix^th^ dye of this inſtant moneth of *September* beinge *mondye* next

M^r^ *Jonas Stogden* miniſter ſworne and examined ſayeth that he by the Appoyntment of M^r^ *John Powntis* did paye to M^r^ *Edward Cage* and m^r^ *Tho: Edwards* two hundred and twenty pownd waight of Tobacco for w^ch^ they gave y^e^ ſaid m^r^ *Stogden* Accquitanc for y^e^ receipt therof (w^ch^ was lately burnt in his howſe by Caſualtie of fyer

Dictoris Chriſtmas being ſworne (Depoſeth that he brought the ſaid Accquittance from m^r^ *Edwardes* and Deliuered it to m^r^ *Stogden.*

ffurther m^r^ *Stogden* depoſeth y^t^ m^r^ *John Powntis* did accept of a bill of dept for fower barrells and a halfe of Corne, w^ch^ M^r^ *Samuell Jurden* had bounde him ſelfe to pay to

m^r^

m^r *Tho. Dowſe*, And in lew of the ſaid bill, did diſcharge *Dictoris Chriſmas* and *John Haſſarde* of fower barrells & halfe of corne dew from them to y^e ſaid m^r *Jo. Powntis* (w^ch bill he ſaid he was y^e more willinge to accept of for y^t he was indepted to m^r *Jurden.*

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the xix^th daye of *September* 1625

A COURTE held the xix^th daye of *September* 1625 beinge p̄ſent

S^r: *ffrancis Wyatt* Knight Gouernor &c. Cap^t *Roger Smith*, Cap^t *Raphe Hamer*, M^r *Abraham Perſey* m^r *W^m Cleybourne*

Walter Horſefoot ſworne and examined ſayeth, that the ſhipp caled the *Elizabeth* was areſted at *Dover* for the Kings ſervice, whervppon the purſer of the ſhipp rid to *London* and brought A Letter to the Liv^t of *Dover* Caſtle. And ſoe the ſhipp was diſcharged.

ffurther he ſayeth y^t *John Hobbs* a ſervant of Cap^t *Bickley* cam away from the ſhipp and after M^r *Page* goinge w^th the water baylie to y^e Cap^t w^th whom *Hobbs* was had him delvē̄d [delivered] agayne.

And further ſayeth y^t ſome of M^r *Perſeys* men marched in theire armes, before m^r *Page* his face, And further ſayeth y^t one *Hugh Symſter* A Carpenter offered m^r *Page* y^t yf he wold paye xx^s and diſcharge his hoſte he wold come alonge w^th him w^ch Carpenter was one of m^r *perſyes* men

Yt is ordered in Courte y^t m^r *Peerſey* ſhall have one of the boyes named *Burrows* ſold by the purſer, or otherwiſe the purſer to Compownd w^th m^r *perſey* for him. M^r *Perſy* deſireth now to haue *Robert Burrows*

Walter Horſefoote further ſayeth y^t m^r *Page* ſaide that m^r *Wake* was to haue a boy of his named *burrows.*

W^m Webſter purſer Doth Conſigne over to M^r *Abraham Perſy Hugh Brooks*, *W^m Larance* and *Jane Steckie*, in lew of three ſervants w^ch y^e M^r and Compeny ſuffered to goe away from them beinge three of m^r *perſie* ſervants

Receved of m^rs Woollrige

one hogſhed marked—T D
one barrell marked—T D
one ſervante

william WB Broune
his marke

Ytt ys ordered y^t m^r *woolgrige* ſhall haue a boye ſervante Caled *whiffie* now remayninge w^th *Thomas Spillmas* in ſatisfaction for his ſervante, w^ch y^e ſhips Compeny ſuffered to goe away.

Yt is Alſo ordered y^t for a kilderkin and ſmale cheſt of Surgery ſent over by m^r *Woodall* to *Chriſtopher beaſt*, the Colony beinge in great want of y^e ſaid ſurgery That not w^thſtanding m^r *woodalls* deſire of hauinge the ſame retornde, m^r *Wake* Do leaue the ſaide goods heere w^th y^e Phiſitions and Chirurgions y^t they may be furniſhed therw^th, they puttinge in ſecuritie to this Courte, To pay to m^r *woodall* in *Englande* ſo much redie money as it Coſt w^th ſuch reſonable proffit as ſhalbe to his Content.

Yt is ordered y^t the Purſer of the *Elizabeth* ſhall pay to m^r *Pearle* for 6 tonne of beere and 9 hundred of bred w^ch they ſpent of his at ſea the ſome of twelve hundred waight of good Marchantable Tobacco at or before the laſt Dye of *November* next enſwinge, vppon payment wherof, M^r *Pearle* ſhall give the ſaid purſer A Diſcharge for all the goodes ſhipt aboorde the *Elizabeth* by m^r *Bennett* And for five ſervants y^t rann away in *Englande* at *Dover*, M^r *Bennett* is to Receive ſatisfactione for them in *England.*

Yt is ordered that Cap^t *Baſs* ſhall deliver ſome Cloaths to the *Portugall* owt of Cap^t *Jonnes* his cheſt of Cloathes for his p̄ſent vſe w^ch is to be ſatisfied owt of y^e negros labour.

Yt

Yt is ordered y^{t} the negro y^{t} cam in wth Cap^{t}. *Jones* ſhall remaine wth y^{e} La: *Yardley* till further order be taken for him and that he ſhalbe allowed by the Lady *Yardley* monthly for his labor forty pownd waight of good marchantable tobacco for his labor and ſervice ſo longe as he remayneth with her.

A Copie of M^{r} *John Woodall* his Letter

M^{r}. Richarde Wake

Yf ſo god have appoynted y^{t} my Servante Chriſtopher Beſte *ben ot Living at your Cominge into* Virginia *or that he before your cominge, bee comen for* Englande *then I pray you to take into your Cuſtodie, one barrell of*
(*W N°* 8) *wheat fflower marked as in the margent, & alſo one Rundlett of ſix gallons of*
(*W n°* 2) *aquavitie, and Alſo one Rundlett of like quantitie filled wth Tamarindos* 36^{li} *and to ſell them for me to the beſt advantage you can and I will give unto you*
(*W n°* 4) *for your love to me in ſelling of them an honeſt Juſt* p̄*ffett, the Rundletts are*
(*W n°* 5) *marked as in the margent, and for y^{e} Kilderkin and ſmale cheaſte marked as*
(*C B N°* 2) *in the margent, I pray you deſire the m^{r} of the ſhipp to bring them back again to me unopened and well Condic̄oned, and I will paye him fraight for them, as alſo all my Letters, directed to* Chriſtopher Beſte *I deſire him to retourne them ſealed vnto me, and I pray you ſpeak to him for them, and ſoe God bleſſe your Vioage, In wittnes whereof I have herevnto ſett my hande the* 5th *of* November 1624.

By me John Woodall,

To his louing frend M^{r} Wake, *Surgeone ddr*
This

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thirde daye of *October* 1625,

A COURTE held the thirde daye of *October* 1625, being p̄ſent

S^{r} *ffrancis Wyatt* Knight Gouernor &c. Cap^{t} *ffrancis Weſt* Cap^{t} *Roger Smith* Cap^{t} *Raphe Hamer* Cap^{t} *Samuell Mathews* M^{r}. *William Cleybourne.*

Yt is ordered y^{t} A warrant be ſent for *Rober Saben* and *William Pryor* to appeere before the Govern^{r} and Counſell at *James Cyttie* vppon *monday* next, and y^{t} *Pryor* doe bringe vp his Covenants with him

Yt is ordered y^{t} *Walter Horſefoot* ſhall put in Sufficient ſecuritie betwixt this and *monday* next to the Purſer and ſhipps Companie for ſuch dept as ſhalbe dew vnto them.

The Court hath Condeſcended vppon the erneſt petic̄one of *Thomas Drauthorne*[?], one of the Compenys tenants y^{t} he ſhall p̄ſently have his freedom, payinge his rent for this year, And putting in bond wth ſufficient ſecuritie in a hundred pownds *Ster.*, y^{t} he ſhall pay for the reſidue of his tyme he is to ſerve, as any of the publique Tenants ſhall paye, whether he live or dye.

Yt is ordered y^{t} y^{e} Purſer of the *Elizabeth* ſhall paye for a hoggs [hogſhead] of meale a buſhell of peas one buſhell and a half of meale and one firkinge of ſuet beinge the goodes of *Jo: Pickernell*, Deaceaſed, one hundred & fyfteen pownd of Tobacco.

Yt is ordered y^{t} M^{r} *David Sandys* miniſter, dying about the firſt of *Awguſt* laſte, ſhall haue the dewes paide for his miniſterie as yf he had lived till the Cropp had beene gathered, And that all his p̄riſhoners do paye their tythes to the Adminiſtrator or Executor of the ſaid M^{r} *Sandys* or theire lawfull Aſſignes

Yt is ordered y^{t} accordinge to y^{e} great Charter of orders, the Counſell ſhall receave the moytie of the rents of the publique Tenants, Allowing owt of it to M^{r} *W^{m} Cleybourne* for his meanes belonging to his office of Surveyor for this yeere fower hundred waight of Tobacco. And to *Randall Smalewood* p̄voſt Marſhall two hundred pownd of Tobacco

Tobacco and three barrells of Corne, And the other moytie to remaine in the hands of Sr *ffrancis Wyatt*, Gour nor &c., a p̃te of Satisfaction of his meanes dew to him.

Yt is ordered ye negro caled by the name of *brafe* ſhall belonge to Sr *ffrancis Wyatt* Gour nor &c., As his ſervant, Notwthſtandinge, any ſale by Capt *Jonnes* to Capt *Bafs*, or any other chaleng by the ſhips company, And that neither Capt *Bafs* ſhalbe lyable to his bill to Capt *Jonnes*, nor Capt *Jonnes*, to his Covenant of makinge good the ſale to Capt *Bafs*.

The Oathes of *Thomas Swyft* and *William Bynks*, Taken before the Right Woorpll Sr *ffrancis Wyatt* Knight, Gouernor &c., the ſeventh day of *October* 1625.

Thomas Swyft, gent, vppon his oath depoſeth, that he hath harde *John Burlande* ſundrie tymes demande of Mr *Threar̃* Satisfactione for certen Tobacco and three barrells of Corne, wch Capt *William Norton* did owe him & ſayeth that Mr *Trear̃* did p̃miſe him payment as ſoone as Capt *Nortons* goodes were ſolde.

And further he ſayeth yt he hath harde it often tymes reported by divers p̃ſons that *Thomas Wilſone* did woorke a longe time wth Capt *Nortone* (but how longe he doth not certenly know), and further ſayeth that he hath harde Mrs *Peirce Bernardo*, who lived in howſe wth Capt *Nortone* (ſaye) that the ſaid *Willſone* did never receave ſatisfaction of Capt *Nortone* for his woorke.

William Bynckes ſworne (depoſeth) that he knew that the ſaid *John Burlande* did remain wth Capt *Norton* before his death and after, A twelve moneth at the left, but [what ?] wages he was to have he knoweth not.

And as Concerninge *Thomas Willſon*, he ſaye as much as Mr. *Swyft* hath ſaide.

XVIth of *October* 1625

A COURTE held the XVIth of *October* 1625 beinge p̃ſent

Sr *ffrancis Wyatt* Knight Gouernor &c Capt *ffrancis Weſt* Capt *Roger Smith* Capt *Raphe Hamer* Capt *Samuell Mathews* Mr. *William Cleybourne*.

Yt is ordered yt *William Dame* ſhall paye to the Aſſignees of *Morris Thompſon* Imediately three hundred pownde weight of Tobacco wch was dew to the ſaid *Moris Thompſon* by bounde the ffirſt of *December* laſt paſt as by ye bound p̃duced in Courte Appeareth, And by the ſaid *Wm Dame* Acknowledged in Courte.

Yt is ordered yt the p̃voſt Marſhall ſhall receave all ſuch depts and Tobacco as ſhalbe dew to *Elizabeth ffox* widdow and to take the charge of ſendinge of the ſame to her into *England*, receaving a bill of lading for ye ſame, & to pay ſuch depts as *ffox* did owe in this Countrey

Yt is ordered yt there be a warrant ſent for *Henry Geny* doe appear before the Gouernor & Counſell at *James Cyttie* wthin ten days next after ſight of the warrant, to anſwere to his Contempt in goinge A Tradinge, Contrary to the Act of the generall Aſſembly

The depoſition of *John Tayler* about the age of xxxvii° yeers taken before *Abraham Perſie* Eſquire and Capt *Wm Tucker* the xxiiith of *June* 1625

The deponent ſayeth yt Capt *Thorpe* cam vnto him and demanded wch were two of the best Cowes belonging to Sr *Thomas Dale* biddinge of him for to appoynte him owte two of the beſt Cowes for he was to have them, wch this Examanate did do according to his requeſt, The wch Cowes were delivered vnto Capt. *Thorpe* about ſix dayes after, but by whoſe order he knoweth not, for at that Tyme Mr *Henry Watkins* was overſeer of the La. *Dales* ſervantes and Cattle and had the comand of them, This Examanats knowledge thereof is, That Mr *Watkins* p̃miſed him a rewarde to have a care of the Cattle

Cattle belonging to the La. *Dale*, And to this Examinats knowledge Sr: *George Yardley* Knight did never give order for the lendinge of theſe two Cowes to Capt *Thorpe*, for by whoſe order he had thoſe Cattle he knoweth [not ?], yett by all likelywhod it was by order from Mr *Watkins*, whom this Examinate faw Capt *Thorpe* & the faide *Henry Watkins* talke foundry tymes togeather about that tyme, And fourther this Examinat Sayeth that the names of thoſe Cowes were to his beſt remembrance caled, *Bellowman*, and the other *Morgan*, wch were alſo marked wth Sr *Thomas Dales* marke vppon the hornes. And as this Exãt thinketh was about the tyme of our Lord 1620, nether doth he know of any other Cattle or goates of the faid Sr: *Thomas Dales* that were delivered to any other ꝑſone wtſoever, He alſo affirmeth that Sr: *George Yardley* aforefaid never ſpake to him or to any other to his knowledge for the delivery of any cattle yt did any way belonge vnto the Ladie *Dale*, And this is as much as this Examinat can faye vnto the firſte and ſecond Interrogatione ꝑduced by *Charles Harmar* in the behalfe of the La: *Dale*.

William Tucker. The Marke of *John* X *Tayler.*

Interogatores to be miniſtred to *John Tayler* of *Elizabeth Cyttie* one the ꝑte and behalfe of the right Worpl the Lady *Elizabeth Dale*, as followth

In primis *doe you know whether Capt* Thorpe *late deceaſed had in his Poſſeſſione Cattle of any Kinde wtſoever belonginge of righte to the la:* Dale *aforeſaide, Did not Sr:* George Yardley *Knight lend two Cowes of the ſaid La:* Dales *to the ſaide Capt* Thorpe, *what were the names and markes of the ſaid two Cowes, And how longe agone were they ſoe lent vnto ye ſaide Capt* Thorpe, *doe you know whether any other ꝑſone were ꝑſente or prvie to the delivery of thoſe two Cowes or of any other Cowes or goates of the La:* Dales *to the ſaide Capt* Thorpe *or his Servants by Sr:* George Yardley *his order, what are the names of the ſaide ꝑſones, And how many are the ſaide Cattle or goates or eyther of them. Declare the truth of your Knowledge According to your beſt remembrance vnto every poynte of this Interrogatorie.*

Item *do you know whether Sr:* George Yardley *himſelf or any other ꝑſone either deceaſed or now livinge in this land or ellſwhere, hath at any tyme wthin your remembrance poſſeſſed and imployed to his owne ꝓper vſe any of the Cattle or goates or the breede of them belonging of right to the ſaide La:* Dale, *wt are the names of ſuch ꝑſones, and how many are thoſe Cattle and goates or theire breede that were ſo poſſeſſed and vſed, how longe it is ſince the ſaide ꝑſones had them, by what order, and of whom had the ſaide ꝑſones thoſe Cattle, goates and their breede, declare ye truth of your Knowledge to this Interogatorie*

Whereas John Southerne *of* Titchfield *in the Countie of* Suthampton *was divers yeers ſince ſent over into* Virginia *for the managinge the affayrs of* Suthampton hundred, *but by the Commandment of the Gouernor was ſent vpp to the Iron Workes where he was in many places of his bodie grevouſly wounded, To his almoſt vtter Undoinge and growinge now old and weake havinge theere Wiefe & Children is willing to Come for* Englande, *Wee whoſe names are heervnder written Aduenturers for the Plantacone of the ſaid* Suthampton hundred, *havinge ꝓmiſed libertie to the ſaide* Southerne *before his goinge thither that he ſhould retourne at his pleaſure, Doe heerby Deſire the Gouernor and Counſell of* Virginia *for the tyme beinge and in ꝑticular Sr:* George Yardley (*to whom the princypall charge of the ſaide* hundred *is Committed*) *to permitt the ſaid* John Southerne *to repayre into* Englande *whenſoever he ſhalbe willinge ſoe to Doe, wch reaſonable requeſt hopinge you will nott Deny, We take our Leaves and reſt this ffirſt of* Awguſt 1624. *from* London

Your very lovinge freendes

H. Southampton
Arthur Branfield,
Nicholes ffarrar,
John fferrar.
Gabrl Barber.

14th of

14th of *November* 1625,

A COURTE held the 14th of *November* 1625, beinge
p̄ſent
Sr: *ffrancis Wyatt* Knight Gouernor &c Capt *Roger Smith* Capt *Samuel Mathews* Mr. *William Cleybourne.*

Yt is ordered yt Capt *Tucker* ſhall deliver to Mr. *Daniell Gookins* ſervants for there neceſſary vſe and Suſtentatione Sufficient Apparell Wheat and Corne for one whole yeere, According to theire Covenants, And that the ſame be delivered vnto them p̄ſentlye, for that theire tyme of ſervice is fully expired.

And in regard yt Capt. *Tucker* hath written to Mr. *Gookine* Concerninge compoſitione concerninge the Covenants between Mr. *Gookine* and theſe men now ſett free, The Court conceaves it fitt that theſe men may diſpoſe of themſelves for this next yeere puttinge in ſecuritie to Capt *Tucker* to give Mr. *Gookin* ſuch Satisfactione as the law ſhall awarde.

And further it is ordered that *John Curtis* ſhall have his Paſs to goe to *Englande*, his Brother *Thomas Curtis* gevinge bounde to be anſwerable for ſuch ſuite as by Mr. *Gookinge* ſhalbe comenced againſte him for one Concerninge any Covenants betwixt Mr. *Gookinge* and him.

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the XXIth of *November* 1625

A COURTE held the XXIth of *November* 1625 beinge
p̄ſent
Sr *ffrancis Wyatt* Knight Gouernor &c Capt *ffrancis Weſt* Capt *Roger Smith*, Capt *Raphe Hamer* Mr. *William Cleybourne.*

Robert Newman ſworne and examined ſayeth, yt Mr *Criſpe* demanded his Tobacco of Mr. *Nevell*, and Mr. *Nevell* made his anſwere yt he wold not deliver Mr. *Criſpe* to the vallew of a pownde wthowt order from Mr. *Weſtone* or that Mr. *Weſton* did come himſelfe, and ſaide, let the Tobacco rott or Spoyle, he cared nott And further this deponent ſayeth that Mr. *Criſpe* did often tymes demand his Tobacco of Mr. *Nevell* but he wold not deliver it to him

Edwarde Nevell beinge examined ſayeth yt Mr. *Criſpe* did divers Tymes demande his Tobacco of him, & that he told Mr. *Criſpe* yt vnles he would bring Mr. *Wetheredg* to enter into bound yt Mr. *Criſpe* ſhould nott Truck away his Tobacco in ye Countrey he would not deliver him any, And ſayeth that Mr. *Weſton* gave him order not to deliuer Mr. *Criſpe* any Tobacco vnles Mr. *Wetheredg* would enter into a bounde for Mr. *Criſpe* or ſome other Mr. And further he acknowledgeth yt theſe demands were made before Mr. *Wetheredge* went away.

Edward Nevell ſworne & examined ſayeth yt Mr *Criſpe* did p̄miſe Mr *Weſtone* yt before he had his goodes aſhore he wold putt him in good ſecuritie not to Truck away any of his Tobacco, except ſome hundred wayght to buy him apparell and ſome other neceſſaries.

Yt is ordered yt Mr *Weſtone* ſhall pay to Mr. *Newman* for ye ſervice of *Arthur Avelaige* ſix barrells of ſheald corne and two firkins of butter or the valew therof in Comodites, as ye ſaid butter and Comidities coſt in *Englande.*

And for the fraight of Certen goods eſtimated at one tonn, yt he take for the fraight therof after ye rate of fower pownde to be paid in Tobacco at the rate of three ſhillings ℔ pownd accordinge to the agreement under his hande

Thomas Criſpe gent ſworne & examined ſayeth that he was witnes to A Covenant, wherin *Edward Nevell* did Covenant to deliver one hundred pownd waight of Tobacco

to

to *Robert Newman* vppon theire arivall at *Canada*, in conſideracõn y^t the ſaid *Edward Nevell* had a bill ſigned vnto him by *John Wade* for the repayment of y^e ſaid hundred waight of Tobacco at this Cropp.

And fourther ſayeth y^t when they arived at *Canada Robert Newman* demanded y^e Tobacco of M^r *Nevell* at *damarells Cove*, and M^r *Nevell* Anſwered, *peradventure it is at Maſſetucis y^t you ſhall have*, And ſayeth y^t after this M^r. *Newman* made a ſecond demand of it and he refuſed to pay it, ſaying y^t it was at his choyſe for ther was noe day or place appointed for the payment therof ſo it were paid in *Canada.*

Yt is ordered y^t M^r. *Nevell* ſhall paye to *Robard Newman* and *John Wade* ffyftie pownde waight of good marchantable Tobacco, And to deliver vpp to them one Bill wherin they ſtand bound to him for y^e payment of one hundred pownd waight of Tobacco

Yt is ordered y^t M^r *Weſton* ſhall pay *Robert Threſher* one hundred and fower ſcore pownd waight of good marchantable Tobacco p̄ſently, In conſideracõn of that Tobacco w^ch he laid owte of *Robert Threſhers* at *Canada* for his owne comoditie And two hundred and ffiftie pownd waight more for his not bringinge a ſervant for y^e ſaid *Robert Threſher* according to agreement, and twenty pownde of y^e like Tobacco a weeke for *John Saker* his ſervant from y^e fourteenth of *June* to the eigth of *October* laſt paſt.

Killibett Hitchcok gent ſworne & examined ſayeth, That he was over to *Archers Hope* w^th the wyddow *Buſh* and was p̄ſent when ſhe did make an abſolute bargane with M^r *Thomas ffarley* for the land he was then ſeated one for ſix yeeres, And that M^r *ffarley* did tender her payment of a hundred waight at that p̄ſent; but beinge late and the weather doutpful ſhe would not then take it w^th her but did defer the payment therof vntill M^r *ffarlow* had his lease . . .

John Eliſone ſworne & Examined ſayeth, That he was p̄ſent when the widdow *Buſhe* did grant a leaſe to M^r *ffarley* of the lande he was then ſeated one for ſix yeeres. And that M^r *ffarley* was to pay here p̄ſent a hundred waight of Tobacco, And that ſhe offered to have made M^r *ffarley* a leaſe therof at that tyme yf there had been candle liaght in the houſe, and y^t M^r *ffarley* was to paye to the widdow *Buſh* fortie pownd of Tobacco yeerly rent for the ſame.

In Regarde of the greate Charge y^t *Thomas Bennett* hath vppon his hands and other conſiderations The Court doth condeſcend y^t he ſhall have two barrells of Corne abated him of his rente for this yeere.

Yt is orderd y^t gardians of *Sara Spenc*, ſhall make ſatisfactione to *Thomas ffarley* for the coſt & charges he hath been at in Cleeringe and building vppon the lande he now is ſeated one, w^ch he hath p̄formed ſince the widdow *Buſh* made him grante of a leaſe.

Yt is ordered w^th y^e Conſent of y^e Governor y^t ſix hundred waight of Tobacco dew M^r *Cleybourne* as by a former order apeareth and one hundred waight to *larence* [*Lawrence* ?] *Maye*, one hundred waight to *W^m Julyan*, And ſixtie waight to *John Powell*, being dew to them from the Compeny ſhalbe paid to them owt of the Compenys moit: [moiety] of this yeeres rent, w^ch the Governor was formerly ordered to receave in ſatisfacõn of this Dept

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xxviij^th of *November* 1625

A COURTE held the xxviij^th of *November* 1625 beinge p̄ſent

S^r: *ffrancis Wyatt* Knight Gouerno^r &c Cap^t *ffrancis Weſt*, Cap^t *Roger Smith*. Cap^t *Samuell Mathewes*, M^r *William Cleybourne*

Yt is ordered y^t the p̄voſt marſhall ſhall give a diſcharge to the purſer of the *Elizabeth* for the receipte of thoſe goodes w^ch he hath receaved of *John ffox* and *John Pickernell*, who

who died at ſea, And to take the Charge of ſendinge of the Tobacco made of thoſe goodes into *England*

Wheras Thomas hackthorpe and *Robert Burrows* beinge brought over as ſervants for *Richard Page*, mr of the *Elizabeth*, who by order of Court dated ye 19th daye of *September* 1625 weere deliuered the one to Mr *Abraham Perſie* and the other to Mr *John Woollrige* for 2 ſervants of theirs who went away after they were ſhipt (by neckligence) The Court refers it to be tried in *England*, betwixt the owner and the wyddow *page*, who ſhall ſtand to the loſs of thoſe two Servantes

Yt is ordered yt the purſer of the *Elizabeth* ſhall pay to *Caleb Page* for the vſe of the widdow of *Richarde Page* late mr of the *Elizabeth* 600 pownd waight of good marchantable Tobacco and that the purſer ſhall ſhip the ſaid Tobacco aboarde the *Elizabeth* and give ye bill of ladinge for the ſame into this Court to be recorded

And yt *Caleb Page* ſhall take the charge of receavinge vpp the reſt of the Tobacco and other depts dew to his Brother *Richard Page*, and to be accomptable for the ſame to this Courte to ye uſe of ye wydow *Page* when he ſhalbe thervnto caled.

Thomas Weekes ſworne and Examined ſayeth, yt A boye ſhipt by *Thomas Page* aboarde ye *Elizabeth* did doe all ſuch Buſines and labour dwringe the vioage as the Botſwaine did Comand him to doe

Yt is ordered yt *Caleb Page* ſhall p̄ſer in Court A trew and iuſte accompt of all ſuch depts and Tobacco as he ſhall receve in *Virginia*, for depts dew his Brother *Thomas Page*

Yt is ordered yt Capt *Tucker* ſhall deliver ſuch goodes as he hath in his handes of Mr *Vincent Barber* vnto Mr *Marmaduke Rayner*, or otherwyſe that he appeere heere before ye Gouernor and Councell at *James Cyttie* one *mondye* next come ſennight beinge the twelf dye of *December* next to ſhow cauſe too the Contrary

John Snade ſworne depoſeth that the Inventorie by him p̄duced in Court was A trewe Inventory of the goodes of *Thomas Clarke* deceſed.

Yt is ordered yt a warrant be ſent to Lvt *Barry* yt yf the Controverſie depending between him and *Henry Geny* canot be ended at ye Court at *Elizabeth Cyttie* yt then Livt *Barry* do appere heere one this daye three weeks to anſwer to ſaid *Henry Geny* to his ſuite

Wheras John Utie gent depoſeth in Courte yt certen things demanded in Courte by Mr *Horwood*, were receved by him of Mr *Horwood* for the vſe of *Suthampton hundred* Company. A note of ye p̄ticulars 19 ſhirtes, 18 payre of ſhewes, 18 payre of freſh ferkins 4 felling Axes,[17]

John Utie gent depoſeth yt the bond wherin *John Haſſarde*, *Dictoris Chriſtmas*, & Mr *Jonas Stogden* ſtand bound to Mr *John Powntis* late Threſurer of *Suthampton Hundred*, was for the diſcharge of the ſaid *John Haſſarde* and *Dictoris Chriſtmas* from the ſervice of *Suthampton* Company

Yt is ordered yt *John Haſſarde* and *Dictoris Chriſtmas* havinge diſcharged their bonde to Mr *Powntis* ſhall have their ffredoms accordinge to agreement as other tenants have hadd.

Yt is ordered yt a warrant to *Chriſtopher Lee* to deliver the fortie fower bouſhells of Corne of the purſers, now in the hands of Mr *Perſie* to any of the ſhips Compeny or ells to appeere here one *Mondye* next to ſhow cauſe to ye Contrary.

Yt is ordered yt notwthſtanding the Covenant made betwene Mr *David Sandys* miniſter and the pariſhoners of *Martins Hundred*, That they ſhall paye the full dews as other pariſhes doe, nottwthſtanding his not p̄forming his Covenant by reſone of his Death.

the 5th

[17] The word "Axes" ends a page of the original. The next page, on which the order of the court was recorded, has been lost.

the 5th Dye of *December* 1625

A COURTE held the 5th Dye of *December* 1625 beinge
ꝑſent
Sr. *ffrancis Wyatt* Knight Gouernor &c Capt *ffrancis Weſt* Capt *Roger Smith* Mr *Wm Cleybourne*

Nicholas Roe ſworne and Examined ſayeth yt he remembreth at *Canada*, yt Mr *Weſtone* gave order to Mr *Nevell* not to deliuer Mr *Criſpe* his Tobacco, vnles he brought Mr *Wetheredge* to give ſecuritie yt Mr *Criſp* ſhould not Truck away any of his Tobacco in ye Country, but wether Mr *Weſtone* did abſolutely demande Mr *Wetheredge* ſhould give his bonde or to deliver it vppon his word this deponent doth not well remember

And further he ſayeth that being at *Dambrells Cove Jefferey Corniſh* came abourd the ſhip caled ye *Swan* and demanded this deponent, the cauſe of his brothers executione ſayinge yt [he] hath been told his brother was put to death wrongfully and yt he wold be revenged of them yt were ye occaſion of it.

And further ſayeth yt whilſt *Jeffery Corniſh* and this exaⁿnate were in talke, Mr *Nevell* cam in place and told ye ſaid *Jeffery Corniſh* yt he was at the tryall of his brother, and at his executione alſo, and that he could ſay more concerninge his execution then this deponent could doe, after wch this deponent was cald down into ye hold, ſo yt wt other Converſation was betwixt them concerninge that, (he knoweth not The ſaid *Corniſh* and *Nevell* remayninge vppon the deck talkinge together, and more he cannot depoſe,

John Giles ſworne and examined ſayeth, yt he hard *Jeffery Corniſh* ſwere and ſaie that he wold be the cauſe of the death of thoſe yt were ye cauſe of putting his brother to death, This deponent beinge abourde their owne ſhipp caled the *Swann*, And coming abourd another ſhipp ridinge hard by, but yt *Edward Nevell* or another told ye ſaid *Corniſh* he was put to death wrongfully, he cannot ſay

Chriſtopher Knollinge ſworne and examined ſayeth, that being a ſhore at *Dambrells Cove* in *Canada Jeffery Corniſh* cam vnto him, and demanded of him wt he could ſay concerning his brother beinge put to death, ſayinge that ſome of ye *Swan* ſhould tell him yt his brother was put to death wrongfully & ſaid yt he would ſpend his blood for his brother to bee revenged of them yt did it, but this deponent askinge the ſaid *Corniſh* who told him ſoe, he refuſed to tell him, and more he cannot ſay.

Nicholes Hodges ſworne and examined ſayeth yt he harde Mr *Weſtone* ſay to *Nicholes Roe* at *Canada* yt vnles he would ſigne a releaſe vnto him, hee would putt his two men aſhore, and would nott bringe them to *Virginia*

It is ordered yt A warrant be made to cauſe Mr *Weſtone* to appeere [before] ye Gouᵉnor and Counſell at *James Cyttie* one *mondye* the 12th of *december* and to bringe vp his pynnace wth him, yf winde and weather will ſerve, yf not, yt he do ꝑſonally appeere himſelf, and his pynnace to come vpp after, And yt Mr *Criſpe* Mr *Newman* Mr *Nevell* *Thomas Godbie* and all others who have ought againſt or for Mr *Weſton* do appere heere the ſame dye Concerninge the buſines of ye *Swan* and yt Mr *Weſton* bring vpp Mr *Nevells* goodes in ye barke

Yt is orderd yt Livt *barry* ſhall pay eight barrells of Corne to Mr *William Horwood*, for ye Compenyes dept wch is dew vnto him.

Yt is ordered yt Mr *Procter* ſhall paye to Mr *Perry* in recompence of his ſhallopp wch was ſplitt by Mr *Procters* meanes, the ſome of fiftie pownde waight of good marchantable Tobacco, ꝑſent payment.

Peeter Buſbey ſworne and examined ſaith yt cominge down in Mr *Peerſies* ſhallopp wth paſſengers [and ?] Tobacco *Edward ffyſh* eſpied a duck ahead and ſpake to ye Company to take her vpp, and ye duck fflew away, but ye ſhallop at that tyme ſhipt in noe water

Caleb

Caleb Page ſworne and examined ſayeth, y^t^ he harde *John Pickernell* ſay y^t^ he did owe *William Webſter* purſer of the *Elizabeth* ſyftie pounde waight of Tobacco, whervpon *it is ordered* y^t^ the purſer ſhalbe paid the ſame owt of the Tobacco w^ch^ by order of Courte he is to paye to the p̄voſt marſhall for *Pickernells* goodes

And where it doth appear by *Richard Pages* book that he doth owe *William Brewere* for five gallons of Aquavitie, and two barrells of greene ginger *yt is orderd* y^t^ *Caleb Page* ſhall pay him for y^e^ ſame, twenty fower pownd of Tobacco

Yt is ordered that *Thomas Dounthorne* ſhall pay to Sargeant *John Harris* for a dept of *William Gauntletts* deceaſed, the quantetie of three barrells of Indyan Corne p̄ſently, The bill of *Gauntletts* p̄duced in Court approvinge y^e^ ſame to be dew dept.

Yt is ordered y^t^ *Caleb Page* ſhall receave the goodes of *Thomas Page* his brother, and to receave Tobacco for the ſame, And to bring in a p̄fect Accompt therof unto this Courte, & ſhippinge y^e^ Tobacco for *Englande*, deliver into y^e^ Courte a bill of ladinge for the ſame.

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the xij^th^ daye of *December* 1625,

A COURTE held the xij^th^ daye of *December* 1625, being p̄ſent

S^r^ *ffrancis Wyatt* Knight Gouerno^r^ &c Cap^t^ *Roger Smith* Cap^t^ *Raphe Hamer* M^r^ *William Cleybourne*

At the humble deſire of Enſigne *Thomas Willowby*, y^e^ Courte hath aſſented he ſhall have two hundred acres of land ſcytuate aboute two myles w^th^in the mouth of *Pomunkey* river and abuttinge weſterlye one a Creeke and thence extending one hundred pole, along y^e^ banke of y^e^ river one y^e^ ſoutherlye ſide of the ſaid River, p̄vided, that he plant and ſeate vppon the ſaide lande, or ſome p̄te of the ſaide lande, w^th^in ſeaven yeers next after the date heerof enſueinge or elſe y^e^ ſd lande to be free for any other to make choyſe &c y^e^ ſaide *Thomas Willowbie* to take his ſaid devident in ſome other playce.

M^r^ *William Cleybourne* Counſellor of Eſtate deſireth of the Courte to have two hundred and ffyftie acres of lande granted vnto him ſcytuate aboute *Archers Hope* and abuttinge weſterly vppon the lande of *Joakin Andrus*, & eſterly vppon the land of Liv^t^ *John Jefferſone*, Southerlie vppon the maine river, & northerly vppon the maine lande Vnto w^ch^ his requeſt, The Courte doth willinglie aſſent p̄vided y^t^ he ymploy plant or ſeate vppon the ſaid land w^th^in ſeaven yeeres next after the date heerof

Cap^t^ *Roger Smith* Counſellor of eſtate deſireth of the Courte to have one hundred acres of lande for his own p̄ſonall adventure he beinge an olde planter, fower Acres of the ſaid lande beinge w^th^in the p̄cincts of *James Cyttie* & the other nyntie ſix ſcytuat vppon a Creeke w^th^in the mouth of the back river w^th^in y^e^ Corporation of *James Cyttie*, devidinge it weſterly from the gleebe lande, and thence extendinge along the banck of the river ſortie eight pole, ſutherly vppon the mouth of the ſaid back river, and weſterly vppon y^e^ maine land, vnto w^ch^ his requeſt the Courte do willinglie aſſent he havinge allreadie ſeated and planted vppon the ſaid lande.

Cap^t^. *Raphe Hamer* Counſeller of eſtate deſireth of the Courte to have five hundred acres of land ſcytuate one the northe ſide of *Blunt poynt* river, about three miles vpp the ſaide river & abuttinge weſterlie vppon A Creek deviding it from the land of *John Baynum* gent & thence extendinge Eaſterlie two hundred and ffyftie pole along the banke of the ſaid *Blunt poynt* river, ſutherly, vppon the banke of the ſaid *blunte poynte* river northerly vppon the maine lande, unto w^ch^ his requeſt the Courte doth willingly aſſent, p̄vided that the ſaide Cap^t^ *Hamer* doe ſeat & plant vppon the ſaid lande or ſome p̄te of y^e^ ſaide lande w^th^in ſeaven yeeres next enſwinge after the date heerof.

Randall Smallwood ſworne and examined ſayeth that *ffrancis Michell* did buye of *Joſeph Charde* two howſes and ſix Acres of land at *Charles Hundred* for a hundred and ffyftie pownd of tobacco w^ch^ Tobacco was to be paid to the ſaid *Joſeph Charde*, when he did

did deliver y^e^ writtinges and the poſſeſſione of the ſaid howſes and lande to the ſaid *ffrancis Michell*, And further ſaieth, That w^th^in three or fower dayes after. The maſſacre happeninge, and the ſaid *Joſeph Charde* being in poſſeſſion of the ſaid howſes was forced by the Ennymie w^th^ others to quitt y^e^ ſaide howſes, by reaſon wherof, ſhortly after it was burnt by the Indyans, And the ſaid *ffrancis Michell* never poſſeſt therof

The Courte findinge by witneſs, and by the bill itſelfe y^t^ the ſaid Tobacco was to be paid for the ſaid howſe and land wherof he was never poſeſt, doe not conceave in equitie y^t^ *ffrancis Michell* ſhould be compeld to paye the ſaid Dept.

John Southerne ſworne and Examined ſayeth, That he was p̄fecting ſome Accompts for M^rs^ *Rowſley*, at w^ch^ tyme ſhe was very ſicke, And among other writinges *Anthony Weſt* his indenture cam to his hande, w^ch^ Indenture M^rs^ *Rowſley* willed this deponent to give her, ſayinge, *I will laye it by, for I will give him his Indentures & ſett him free*

Henry Meneſre Marchant ſworne and examined ſayeth y^t^ he was in place at M^r^ *Rowſley*s howſe w^th^ Cap^t^ *Sampſon* M^r^ *Rich Baſs* when M^rs^ *Rowſley* did ſett *Anthony Weſt* free and delivered his Indentures to Cap^t^ *Sampſon* to Cary into *England* to his ffreends

Uppon the Teſtimoneys above recorded *the Courte doth order* that *Anthony Weſt* ſhall have his ffreedom, and his paſſe for *England*

John Parſones ſworne and Examined ſaieth y^t^ *Phillip Kytely* made an agreement w^th^ *Zacharie Criſpe Edmunde White*, and *Mathew Hayman* beinge then in [their] howſe & livinge w^th^ them to have for his labor a Share and to beare the ſhare of ſuch p̄viſion as was bought into the howſe

Anthony Weſt ſworne and examined ſayeth y^t^ he made an agreement w^th^ *Zacharie Crips* and *Edmund White*, to have fyfteen hundred plants and after, he intendinge to goe for *England*, he quitted that agreement, and after purpoſinge to ſtaye about planting tyme *Zacharie Crips* p̄miſed to give the ſaid deponent Content for his labor, and ſo he ſtayde and Contynued in worke w^th^ him till the cropp was in.

And further ſayeth y^t^ after *Mathew Hayman* was dead *Phillip Kyteley* did wiſh y^t^ divers tymes *Zacharie Crips* and *Edmundes White* would gett more handes to help forward y^e^ Croppe

Thomas Willſone ſworne and Examined ſayeth y^t^ *Phillip Kuteley* did often tymes wiſhe y^t^ they hadd more handes to help forward w^th^ the cropp, and y^t^ after plantinge tyme when M^r^. *Blayne*s men were ſick y^e^ ſaid *Kyteley* ſpoke woordes to y^t^ effect.

The Court doth order y^t^ y^e^ ſaid *Phillip Kuetley* ſhall have but a fixt p̄te of y^e^ Cropp, one ſhare beinge dew to *Zacharie Cripps*, another to *Edmunde White* another for *Thomas Willſon* who woorkinge abroade vppon his trade had three dyes woork for two, Another for two men hired of M^r^. *Blayney*s and a ſeaſoned man putt in their roome after they died, & another for *Anthony Weſt* Conſideringe alſo y^t^ the howſe and ground belonge to the ſaid *Zachary Cripps* and *Edmunde White*, They havinge but a ſhorte leaſe therof.

Nicholes Tompſon ſworne and Examined ſayeth that one *frydye* the ſecond of *December* about eight of the Clock at night *Zachary Cripps* came to M^r^ *Swiſte*, beinge ſent for by M^r^ *Swiſte*, And when *Zacharie Crips* came into the room where M^r^ *Swyſt* laye, he asked M^r^ *Swyſt* whethe[r] he did know him, and M^r^ *Swyſt* anſwered (*I know you well enuff*) Then *Zachary Cripps* ſaid to him, *M^r^* Swyſte *you ſaid the other dye y^t^ you would diſpoſe of your Tobacco and other your goodes, and to have it ſent into* England, *w^t^ is your will, and how doe you intend to diſpoſe therof now*, To whom M^r^ *Swyſt* ſaid, *I would have yourſelfe and* Edmunde White *to take the charge therof and to ſend my tobacco, and w^t^ ſhalbe made of my other goodes into* Englande, *to my Brother in law* Robert lee *at* Graves End *for the vſe of his children.*

David Monſell Sworne and Examined Sayeth he was ſent by M^r^ *Swyſt* for *Zachary Cripps* and was in place and harde M^r^ *Swyſt* ſaye the ſame woords to *Zachary Cripps*, as *Nicholes Thompſon* hath formerly ſaide.

Elyas longe ſworn and Examined ſayeth y^t^ he was in place when M^r^ *Swyſte* ſpake the ſame woordes to *Zacharie Cripps* as *Nicholes Thompſon* and *David Monſell* hath formerly deliuered.

The

The Courte doth order y^{t} *Zacharie Cripps* and *Edmunde White* ſhall have a letter of Adminiſtratione wherby to Adminiſter M^{r} *Swyftes* goodes.

Cap^{t} *Marten* alleageth y^{t} he hath paid M^{r} *Raſtill* three hundred and ffyftie pownd of Tobacco for w^{ch} he hath M^{r} *Raſtills* receipt And two hundred more by Cap^{t} *Epps*, and fowr ſcore by M^{r} *Weſtone*, And two hundred waight of *Elizabeth Jones* w^{ch} was to goe for 150, And two hundred weight of *Robert Threſher* w^{ch} Cap^{t} *Tucker* accepted for payment.

Thomas Weſton marchant ſworne and Examined ſayeth y^{t} M^{r} *Raſtill* deſired him to make an agreement between him and Cap^{t} *Martain*, and ſayeth y^{t} he drew them to an end, and y^{t} this deponent paid M^{r} *Raſtill* 80 pownd of Tobacco for Cap^{t} *Martin*, And that M^{r} *Raſtill* was contented to accept of 200^{li} of Tobacco y^{t} *Elizabeth Jones* did owe to Cap^{t} *Martin*, w^{ch} 200^{li} M^{r} *Raſtill* was to have for 150^{li} in regarde he ſtood to the Adventure of the receavinge of y^{e} ſame And for the reſt of Cap^{t} *Martins* Dept M^{r} *Raſtill* was Contented to take Cap^{t} *Martins* bonde to pay him next Cropp, And y^{t} M^{r} *Raſtill* was often willed by order from Cap^{t} *Martin* to come and ſee y^{e} bound ſeald

George Grave and *Elias longe* do vndertake that *Robert Wright* ſhall appeere before the Gouernor and Counſell of eſtate at *James Cyttie* one *Mondye* fortnight next after *Chriſmas* beinge the ixth of *Januarye* to anſwere to the ſuite of Cap^{t} *W^{m} Tucker*

William ffoſter ſworne and Examined ſayeth, that he this deponent demanded of M^{r} *Nevell* at *Canada* beinge abord the *ſwann*, wherfor M^{r} *Corniſhe* was hanngd, vnto whom *nevell* anſwered and ſaide *he was hangd for a raſcally boye wrongfully*, And that he hath hard M^{r} *nevell* ſay ſoe divers tymes

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xixth of *december* 1625

A COURTE held the xixth of *december* 1625 beinge
ꝑſent
S^{r}: *ffrancis Wyatt* Knight Governor &c Cap^{t} *ffrancis Weſt* Cap^{t} *Smith* Cap^{t} *Mathews* Cap^{t} *Hamer* M^{r} *Abraham Peerſie* M^{r} *William Cleybourne*

Yt is ordered y^{t} a warrant be ſent for M^{r} *W^{m} Bentley* to Teſtifie his knowledg between M^{r} *Allington* and M^{r} *ffliinton*, to be heere one *mondye* the ixth of *January* now next enſwinge.

Robert Threſher ſworne and examined ſaieth that, *Thomas north* came over in y^{e} ſhipp wth Cap^{t} *nuce*, but that he is ffree this deponent knoweth nott

Yt is ordered y^{t} *Thomas north* ſhall ſerve owt his ſeaven yeers Prentiſhipp Compleate, And then to have his ffreedome

Edmund Barker ſworne and examined ſayeth, that he did warne *Arthur Avelinge* to be at the Courte and ſhowed him the warrant, and ſayeth y^{t} M^{r} *newman* his m^{r} ſaid he ſhould come vpp, And his m^{r} did reade the warrant to him.

Robert Saben ſworne and examined ſayeth that one *Thurſdaye* laſt was ſennight he caled to *Richard Ewins* and asked him whether his man *Arthur Avelinge* ſhould not goe vpp to *James Cyttie* to the Court, And y^{e} ſaid *Ewins* anſwered and ſaid y^{t} his man had no buſnes to doe there, And this deponent replied, *why he is in the Warrant*, and *Evans* anſwered *I have other buſnes for him to doe, he ſhall not goe vpp*, This deponent again replyed, *you doe not meane as you ſaye*, w^{ch} *Evans* replyed (*yes by my trothe do I*)

Thomas Criſpe gent ſworne and Examined ſayeth that one *Thurſday* morninge beinge the viijth of *december* Cap^{t} *Tucker* and his Sargant *Richard Evans* were goinge to *newports news* to ſerve A warrant one M^{r} *Weſton* and as they were ſpeking of the warrant Cap^{t} *Tucker* told this deponent he muſt be at *James Cyttie* and told *Rich. Evans* that *Arthur Avelinge* muſt be there alſoe, and *Evans* made Anſwere y^{t} he ſhould not, vnles M^{r} *Weſton* would give Securitie to bringe him down againe

John Weayne ſworne and Examined ſayeth y^{t} one *Thurſdye* laſt was ſennight Cap^{t} *Tucker* and his Sargeant *Evans*, were goinge to *newports news*, and beinge at this deponents

deponents howſe Capt. *Tucker* told *Evans*, that his man *Arthur Avelinge* who was there p̄ſent muſt be at *James Cyttie* at Court on *mondye* followinge, And *Evans* replied, yt he had been abourd Mr *weſtons* ſhipp the dye before to demand ſecuritie yt Mr *weſton* ſhould bringe downe *Arthur Avelinge* againe and yt Mr *weſton* refuſed to give ſecuritie and therefore he ſhould not goe vpp, To wch Capt *Tucker* repliede, *that is no matter he muſt goe vpp*, And charged ye ſaid *Arthur* to goe vpp.

Robert Saben ſworn and Examined ſayeth yt that Mr *weſton* and *Robert newman* were at this deponents howſe, And Mr *weſton* demanded of Mr *newman* wt comodities he would bringe from *Canada*, Mr *newman* replied, yt the Chieffeſt thing that he would bringe ſhould be two or three ſervants & asked Mr *weſton* wt he muſt geve for the Transportinge A man from *Canada*, Mr *weſtone* ſaid yt the ſaid *newman* muſt p̄vide the men him ſelfe and give xxs for ye Tranſport of A man, and find them Victualls.

Mr *Thomas Criſpe* gent by the oath he hath formerly taken, ſayeth yt Mr *newman* demanded of Mr *weſton* at *Canada* for to bringe him A ſervant over to *Virginia* Mr *weſton* replied, he would bringe none, yf he would give him a hundred pownde, Mr *newman* asked him why. And Mr *weſton* replied yt *newmans* mate was not able to keepe them but would ſtarve them. And ye ſaid Mr *weſtone* further ſaid yt ſervants were ſold heere vpp & downe like horſes, and therfore he held it not lawfull to carie any

George meneſre marchant ſworne and examined, ſayeth yt Mr *Pountis* at his departure for *England*, appoynted this deponent and Mr *Blaynie* to ſatisfie Mr *Sandys* about a dept wch Mr *Pountis* was indepted to Mr *Sandys* for *Southampton hundred*, and yt A dept of 322li Tobacco dew to Mr *langley* was rebated to Mr *Sandys*.

Capt *Raphe Hamer* Eſquire Counſeller of State, affirmeth yt when it was ordered in Court yt Mr *Powntis* ſhould pay Mr *david Sandys* 1000 waight of Tobacco for *Suthampton hundred*, That then Mr *Powntis* alleaged yt Mr *Sandys* did owe to Mr *Powntis* by a dept of Mr *langleys* to whom he ſaid he was Executor 300 waight or therabouts of Tobacco wch Tobacco Mr *Sandys* did accept of as p̄te of yt 1000 waight of Tobacco wch Mr *Powntis* ſhould have paide him, and at ye ſame tyme Mr *Sandys* demanded a xxiis peece for a ſermon at ye buriall of Mr *langley*, And Mr *Pountis* anſwered he woll allow him ſo much Tobacco as ſhould valwe ye peece, but Mr *Sandys* wold not acept therof but wold have a peece of xxiis

Edward Barker ſworne and examined ſayeth yt ye *ſwann* was morede [moored] at *Dambrells cove* in *Canada*, where ſhe laye ſafe and owt of danger, And after beinge left in Charge wth Mr *nevell*, he removed her awaye to A ſtage hed [18] where ſhee hunge and tooke hurte and wthin 2 or 3 dyes after ſhe became leaky.

Robert newman ſworne and examined Teſtified in open Court yt the Certificate vnder the mrs handes & his owne written at *Canaday* is A trew Certificate.

Yt is ordered yt Mr *Weſtone* ſhall pay to Mr *Criſpe* for the damage of his Tobacco, five hundred and three ſcore pownd waight of good marchantable Tobacco, And Mr *Criſpe* not to pay for his Tranſporte from *Canada* to *Virginia*.

Yt is ordered yt Mr *weſton* ſhall pay to Mr *Criſpe* wthin this fowerteene dyes xxxs in money, And fowerſcore pownd of good ſweete and holſome *Engliſh* byskett or ell[s] to deliver the greene ginger to Mr *Criſpe* and xxxs in money.

Nicholes Roe ſworn and Examined ſayeth yt when Mr *nevell* did more the ſhipp ſhee lay agrounde at A low water.

Yt is ordered yt Mr *nevell* ſhall pay the one half of the damages dew to Mr *Criſpe*, *Viz*d three hundred and thurtie pownde waight of Tobacco, Wch Tobacco ſhalbe paid by Mr *weſtone* and Mr *nevell* by the xxth dye of *January* at *James Cittie*, And Mr *Weſton* to carrye it to *Kickotan* gratis for Mr *Criſpe*.

Yt is ordered yt *nicholes Roe* ſhall quietly enioye Thoſe two men he now hath for his wages and the Buſinefs & Covenants quited [?] between Mr *Weſton* and him.

Yt is ordered yt Mr *Weſtone* ſhall ſatisfie *Robert Threſher* Accordinge to the former order of Court by the vjth dye of *January* next coming.

Thomas

[18] This means probably the end of a platform on which fish were dried.

Thomas Criſpe gent by the oath he hath formerly taken affirmeth y^t *Jefferey Corniſhe* did ſay y^t *Edwa: Nevell* ſhuld tell him y^t his brother ſuffered death wrongfully, and the ſaid *Thomas Criſpe* wyſhed the ſaid *Jeffery Corniſh* to take heede w^t he ſaide, for ſure the Gouernor would do noe wronge or iniuſtice to any man, for y^t he ſhalbe anſwerable for w^t he doth, Thervppon the ſaid *Jeffery Corniſh* did vow, y^t he would be the death of the Gouernor yf ever he came for *England*.

Yt is ordered y^t a warrant be ſent for *Richarde Evans* and *Arthur Avelinge* his man to appeere heere at *James Cyttie* one *mondye* next come ſennight.

Wheras the Compeny vnder theire ſeales did grante aſſign and ſett over vnto the Governor, the whole tearm of yeers, w^ch xx Tenants and xii boys, were by theire ſeverall Covenants to ſerve, as in and by the ſaide Comiſſione it may Appear, w^ch graunt & Aſſignment was after Confirmed vnder the handes of the Lordes of his Mat^ies moſt hoñall privie Counſell The Courte doth Conceave it to be iuſtice & equitie that the Gouernor ſhould enioy the ſaide graunt & aſſignment Accordinge to the trew intent & meaninge therof, And diſpoſe of the ſaid Tenants and boys to his beſt advantage & benefitt

Vppon the requeſt of Cap^t. *Samuell Mathews* y^e Courte hath aſſented he ſhall have leave to take vpp his Devident of lande at *Blunt poynt* where he is allredy ſeated

Lawrence Peele ſworne and examined the xxx^th dye of *december* 1625 by the Right woorp^ll S^r *ffrancis Wyatt* Knight Gouernor &c, ſayeth y^t aboute *Awguſt* laſt paſt was three yeere *Robert Leister* Cominge downe from *James Cytt* This deponent hard the ſaid *Leister* ſaye y^t Cap^t *Tucker* had given him very harſh woordes w^ch grieved him very much and ſaid y^t he would be revenged of Cap^t. *Tucker* yf he lived.

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the thurde of *January* 1625

A COURTE held the thurde of *January* 1625 beinge p̄ſent

S^r: *ffrancis Wyatt* Knight Gouernor &c Cap^t *ffrancis Weſt* Cap^t *Roger Smith* Cap^t *Raphe Hamer*, M^r *Abrham Peirſie* M^r *W^m Cleybourne*

Clement Dilke gent ſworne and examnd ſayeth, that vppon the weyinge over of my La: *yardleys* Tobacco at *hog Iſlande* he founde the Tobacco to be Contrary to my ladys Coñand and directions given to *maximillian ſtone*, for y^t it was mixed the moſt p̄te w^th ill Condicioned leaves, ſoe y^t as this deponent conceaves ſhe had been better to have loſt fower or five hundred waight of Tobacco, for it was ſo mixed y^e good and bad together, And further this deponent Thinketh y^t yf ſhe had Tranſported the ſaid Tobacco for *England* ſoe Condicioned it would have been a very great loſs and p̄iudice to her in the ſale therof, and further ſayeth y^t vppon the weyinge and receaving the Tobacco whe [when] *maximillian ſtone* vnderſtood that this deponent meant to inform my La: of the truth in w^t Condic̄on he found it, the ſaid *Stone* deſired this deponent to make y^e beſt of it to my La: To whom this deponent did anſwere, y^t he would nether make it better or woorſe, but would inform her trewly how he fownd it

Liv^t *Peppet* ſworne & examined affirmeth as much as M^r *dilke* hath ſaid, ſave in the later Clauſe y^t *Maximillian Stone* requeſtied M^r *dilke* to make the beſt of hitt to my [La:] w^ch he hard nott

Yt is ordered y^t *Maximillian Stone* ſhall looſe the hundred and ffyfteene pownd of Tobacco dew to him by his Covenants and ſhall ſerve my La. *Yardley* as her ſervant vntill the laſt dye of *ffebruary* now next enſwinge.

M^rs. *Iſabel Pery* ſworne and examined ſayeth, that M^r *Robert Langley* havinge been longe ſicke in her howſe and thinkinge himſelf ſomewhat recovered, intended to goe downe to *Kickotan*, but went noe further then *hog Iſland*, and cominge back againe fownd

fownd himſelf very ſicke and came to this deponents howſe, where he fownd himſelf very ſick, And told this deponent that he did purpoſe to make Mr *Pountis* and this deponents huſband overſeers of his Eſtate, but ſaid he could do nothinge till his fitt was paſt, and in that ffitt he dyed, makinge no other order in his buiſines, And this deponent was by him from that tyme to the tyme of his death.

Wheras Mr *Robert Tokeley* by his Letter of Attorney as Adminiſtrator to Mr *Robert Langley*, hath geven Awthoritie to Mr *Abraham Pearſie* to Receave vpp all ſuch depts as are dew to the ſaid *Robert Langley* in this Country of *Virginia*, But the ſaid *Robert Tokeley* hath not ſent over any teſtimony or prooff to this Courte, that letters of ye Adminiſtration of ye ſaid *Robert Langleys* goodes were granted to him in *England*, *The Court doth require* the ſaid *Robert Tokeley* to ſend over Teſtimony therof, And in the meane tyme do order that ye deptors of the ſaid *Robert Langley* doe putt in Sufficient ſecuritie to Mr *Abraham Perſie* for ye ſattisfaction of thoſe depts to the right Administrators of the ſaid *Robert langley* when ſufficyent prooff therof ſhalbe brought into the Courte.

Wheras Mattathias ffenton died inteſtate, and his goodes being prayſed Amounted to fower ſcore pownde of Tobacco, And there beinge twoo bills of dept p̄duced in Courte, the one for 165 pownde of Tobacco and the other for fortie twoo pounde of Tobacco, *yt is ordered* yt Mrs *Emerſone* ſhall pay to Mr *Stepens* [*Stephens*] 60li And to Capt *Weſt* 20li And that there havinge been noe other bills of dept p̄duiced in Court and noe more of Mr *ffilentons* eſtate left to pay any depts yt Mrs *Emerſone* nor any other ſhalbe further troubled for any of his depts in reſpect of his goods left behinde him, but be ſattisfied as they may by his ffreendes in *England*.

William Carter ſworne and examined ſayeth that he did hold the breech of the Peece whilſt *John Jefferſone* did cutt it of and lenthen it, And further ſayeth that *John Jefferſone* did carry the peece ſo mended home to Capt *Smiths* howſe.

Rychard Allforde ſworne and examined ſayeth, that *John Jefferſone* him ſelfe did bringe the peece home to Capt *Smiths* howſe, yt did hurte *henry booth* (and deliued [delivered] the peece to ye hands of this examinate (ſe *Jackſons* oath)

Yt is ordered yt *John Jefferſone* ſhall pay Doctor *Pott* for the Curinge of *henry boothes* Eye, And to give the ſaid *henry Booth* fyftie pownd waight of good marchantable Tobacco towards his mayñet, The Court doth ye rather mittigate ye Cenſure, becauſe ye . . . in the barrel was faltie, and him ſelf being a poore man and A Tenant to the Compeny

Yt is ordered yt the Prentizes ſent over at the Cytties charge ſhall Accordinge to the condicione ſent over by the Compeny (*Vidlt*) for the Tearme of ſeaven yeers or more, ſo as theire apprentiſhips may expire at theire ſeverall ages of xxi yeeres or vppwarde, And after theire appr̄ntſhip expired, To ſerve ſeaven yeeres more as Tenants for halfes The Compeny furniſhing them wth ſuch things, as theire Agrement wth the Cyttie was

Richard Evans ſworne and examined ſayeth, that he did warne *Wm. Geney* the xxvith of *December* 1625 eyther to agree wth Capt *Tucker* for a dept dew to Mr *Raſtell*, or ells to appee[re] at *James Cytte* the next Courte Dye Followinge, to wch Mr *Geney* made this deponent Anſwere yt he woold eyther agree wth Capt *Tucker*, or ells appeere at *James Cyttie* accordinge to the dye of warninge.

Yt is ordered yt a Specyall warrant be ſent for *Wm Geney* to Appeere at *James Cyttie* one *monday* come fortnight beinge ye xxiiiith dye of *January* as well to anſwere his contempt, as to anſwere to Capt *Tuckers* ſuite

Yt is ordered yt yf Mr *Humfrey Raſtell* come nott in by the laſt of this moneth, to deliver Capt *Baſs* a boye That then Capt *Tucker* ſhall pay to Capt *Baſs* or his aſſigne five hundred pownd waight of good marchantable Tobacco owt of Mr *Raſtells* goodes yf Capt *Tucker* can recover vpp ſoe much depts.

Capt *Wm Tucker* ſworne and examined ſayeth, that Mr *Raſtell* did acknowlege to owe to Capt *Baſs* Fyfteen bowſhell of Corne or therabouts, ye wch ye ſaid *Raſtell* prayed this Deponent to p̄cure for Capt *Baſs* either in Corne or other p̄viſione.

Yt is ordered yt in regarde of ye loſs and hindrance Capt *Baſs* ſuſtayened by want of

of his Corne, That Mr *Raſtell* or Capt *Tucker* for him of his goodes ſhall pay Capt *Baſs* one hundred and twentie pownd waight of ye beſt marchantable Tobacco.

Yt is ordered yt Capt *Tucker* ſhall pay *Thomas Jones* for the dept of Mr *Raſtell* one hundred and ffyftie pownd waight of the beſt marchantable Tobacco, or ſoe much good Comodities as it ſhall come vnto.

Aunthony Burrows gent ſworne and examined ſayeth that when Capt *Tucker* cam abourde the *ffleeing harte* he found *John heney* abourde the ſhipp, Contrary to the Gouernors expreſs comands, And Capt *Tucker* Chided him for his ſoe doinge, And *Tucker* ſaide he deſerved to ly neck and heeles for his offence, And when Capt *Tucker* was gone the ſaid *heney* ſaid that Capt *Tucker* would be the death of him as he was of *Robert leyſter*.

George Tompſone ſworne and examined ſayeth, That he hard *John heney* ſay that Capt *Tucker* by ſome woordes he vſed was the death of *Robert leyſter*, And that the ſaid *heyney* ſaid he would iuſtifie it before the Gouernor & Counſell.

Yt is ordered yt *John Heney*, in regarde of his Contempt againſt the Gouernors expreſs Comande, and for his Scandalous ſpeeche in Accuſinge Capt *Tucker* wth murther ſhalbe whipped and receave ſixtie ſtripes, And alſoe ſhall aske Capt *Tucker* forgivenes in open Courte, as alſo in the publique Congregation at *Elizabeth Cyttie* And to pay Capt *Tucker* 100li waight of Tobacco, And to be ympriſoned heere vntill he putt in very ſufficyent bond to the good behaviour

Arthur Avelinge ſworne and exam̃d ſayeth, That be beinge at *Damrells Cove* in *Canada* abourde the *ſwan*, one who came abourde asked Mr *nevell* wherefore Mr *Corniſh* was put to death Then *Edward nevell* anſwered *he was put to death through a ſcurvie boys meanes, & no other came againſt him* Then the other man replied *I have ill luck my brother ſhuld come to ſuch an end*

Yt is ordered yt *Edward nevell* for his offenc ſhall ſtand one ye pillory wth a paper one his head ſhewinge the cauſe of his offence in the markett place, and to looſe both his Ears and to ſerve the Colony for A yeere, And forever to be incapable to be A ffreeman of the Countrey

Mr *Abraham Peerſie* doth teſtifie yt *Wm Geny* refuſed to make Satisffaction to Capt *Tucker* for Mr *Raſtells* dept according to his covenant, except Capt *Tucker* would Satisfie an Accompt wch there he did p̃duce.

Yt is ordered yt Capt *Tucker* ſhall pay Mr *George Sandys* fortie waight of tobacco for ye dept of Mr *Raſtell* wch is dew for ſix bouſhell of corne dew to be paid by bill the laſt Summer

Arthur Avelinge by the oath he hath formerly taken depoſeth yt *Wm Barker* red the warrant to him, where he by name was com̃anded to appeere at *James Cyttie* and yt after *Robert Saben* caled ye ſaid deponent to come vpp wth him accordinge to ye warrant, But he beinge *Richa: Evans* ſervant, his ſaid mr anſwered he would ſe the warrant before he ſhould come vpp.

Yt is ordered yt *Richard Evans* for his offence in diſobeyinge the Gouernors Comande ſhall ly neck and heeles 3 howers in ye markett place, and ſhall pay 100 waight of Tobacco, Towards the building of the new Bridges at *Eliz[abeth] Cyttie*, And be putt owt of his place, Except vpon his good behaviour Capt *Tucker* ſhall approue him heerafter.

Wm Carter ſworne and examined ſayeth, That he dreſt A Cow for Mr *Allnutt* in *may* laſt was twelvmonth for wch demandinge xs Mr *Allnutt* did not pay him, And the laſt ſpringe there was A Cow of Mr *Bucks* Children wth a fiſtula vppon the Eye, wch at firſt this deponent offered Mr *Allnut* to have Cared for as when he had the firſt in cure, and about *Eaſter* laſt he offered Mr *Allnut* wth gods helpe to cure ye cow wth ye fiſtula for xxs in money ſoe as he might be ſatisfied for the former cure, wch Mr *Allnutt* refuſed ſayinge he had rather give another man forty ſhillings, then him xxs and ſo put the Cow to goodman *Trees* man to Cure, who not beinge able to Cure her Mr *Allnut* offered this deponent to give him content yf he would Cure her, but this deponent ſaid that now he coulde not warrant her ſhe was ſo far gone but thatt he would doe his beſt, and accordingly vſed his beſt skill, yett at length ſhe dyed.

Abraham

Abraham Porter ſworne and examined ſayeth, y^t^ he did ſee the Cowe y^t^ was myred in the morninge, and was well and after did find her mired. But gott her owte and brought her home, but dyed, And further ſayeth y^t^ he hath complayned to M^r^ *Kingſmell* that they gave away to[o] much milke from the calves

Yt is ordered that M^r^ *Alnutt* in regard of his necklect in looking to the Cattle of the orphan *Peeleg buck* the ſone of M^r^ *Richard Buck* ſhall paye one hundred pownde waight of y^e^ beſt marchantable Tobacco for the vſe of the ſaid orphan, And to be compeld to give Sufficyent Securatie To the overſeers of M^r^ *Buck*s will for Anſweringe and makinge good of the orphant ſtock, And that *Peeter longman* and the other Gardians ſhalbe compelled to give the ſaid overſeers Sufficyent ſecuritie for the anſweringe and making good of the other orphants whole eſtate and ſtocks.

Robert Edmundes and *John Parſones* do Teſtifie, y^t^ two barells of ſheald Corne belonginge to *John Evins* was putt into the loft at the old forte of M^r^ *George Sandys*, and y^t^ he gave certen nubbins for y^e^ allowance of ſhrinkage, and was to have the two barrells forth againe when he ſhould demand it

Yt is ordered y^t^ there be a warrant ſent for M^r^ *Lwke Boyſe* and *Thomas Harris* to be heere one *mondye* come fortnight to teſtifie in the behalf of *henry Williams*, w^ch^ day of appearance is the 23^th^ of *January* 1625.

W^m^ Engliſh gent ſworne and examined ſayeth y^t^ M^r^ *Raſtell* before his departure, left order w^th^ this deponent and Cap^t^ *Tucker* for to allow of ſuch Charges as M^r^ *Geny* ſhould approue to have laude owt for apparell for M^r^ *Raſtell*s ſervants w^ch^ then were remayninge w^th^ M^r^ *Geny*, and y^t^ they in theire diſcreſione ſhould finde M^r^ *Geny*s accompte to be reaſonable

Cap^t^ *Tucker* doth acknowledge, y^t^ there are Certen accompts dew from M^r^ *Raſtell* to M^r^ *Geney*, But M^r^ *Raſtell* told Cap^t^ *Tucker* y^t^ he would nott allow of thoſe accompts w^ch^ M^r^ *Geny* chalenged from him.

Yt is ordered y^t^ in regard M^r^ *W^m^ Geny* hath fayled in ꝑforminge of an order of Court bearing date [blank] &c in not bringinge over a ſhallops ladinge of Corne for M^r^ *Chew*, And after vppon a ſecond agreement for y^e^ bringing over of fortie bouſhell of Corne in lew therof for M^r^ *Chew* & hath fayled of ꝑformence of y^t^ alſo, *yt is ordered* he ſhall pay twenty bouſhell of good Indyan Corne to M^r^ *Chew* or his aſſignes in *James Cyttie* ꝑſently And y^t^ he remane pryſoner vntill he hath paid y^e^ ſame.

Yt is ordered y^t^ *nicholes weafell* for takinge awaye *henry Geney*s boate w^th^out his leave or knowledg w^ch^ there vppon was buldge [bildged] and ſpoyled, beinge A Tenant to halfes ſhall ſerve the ſaid *henry Geny* for this yeere, The ſaid *henry Geny* diſcharginge his rent dew to the Compeny beinge two hundred waight of good marchantable Tobacco ſtript and three barrells of good Indyan Corne, and to give ſecuritie for the payment therof, And the ſaid *henry Geny* to finde him ſufficient meate drinke and Apparell duringe that Tyme

And further y^t^ the ſaid *nicholes Weafell* for his offence, to the end his puniſhment may deterr others from the like, ſhall doe execution vppon *nevell* and *John heyney* Accordinge to their Cenſures and y^t^ he afterwards he ſhalbe whipped at *Elezabeth Cyttie*.

Yt is ordered y^t^ *Henry Geny* for his Contempt in goinge A Tradinge Contrary to the ꝓclamation ſhall pay three hundred waight of the beſt marchantable Tobacco, to be ymployed for the Buildinge of the new Bridges at *Elezabeth Cyttie*, and to putt in good ſecuritie for the good behaviour theerafter, w^ch^ Tobacco ſhalbe brought home to Cap^t^ *Tucker*s howſe.

A recorde of a Specialtie
James Cyttie the 6^th^ of *June* 1625

Memorandum *I* Houmfprey Raſtell *of* London, *marchant doe confes to owe vnto the wor̃p^ll^* George Sandys *Threar̃ fix bouſhell of the ſmaler new meaſure of ſheald tradinge Indyan Corne to be paide vnto the ſaide M^r^* Sandys *or to his aſſignes w^th^n xxv dayes after my departure this river to goe over the baye, and for trew ꝑformence I binde my ſelfe and my*

my Executors in duble the value of the abouefaide Corne and in wittnes of the truth have herevnto putt my hande the day and yeere abouſaid [*above ſaid*]

Humfrey Raftell

The marke ll of Elias longe
and Thomas Swyft

*W*m *Pery* gent ſworne and examined ſayeth, yt Mr *Robert langley* ſent for him this deponent, one *Sonday* night, and the *mondye* this examinate went over to him, findinge him lyinge in this deponents bed very ſick, And ſaid to this deponent, *I have been* w*th* *M*r Pownt*is to be my overſeer* [of his will] *and have ſent for you for the like*, after wch woordes this deponent depr*te*d and that night Mr *langley* departed this liefe, And further ſayeth That, Mr *Pountis* told this deponent yt he had been wth the Gouerno*r*, aboute Mr *langleys* buſines, And the Gouerno*r* told Mr *Pountis* yt he did like well yt he and this deponent ſhould be Mr *langleys* overſeers, And moreover this deponent ſayeth yt the Gouerno*r* willed Mr *pountis* to goe aboard and looke for A will, and Mr *Powntis* fownde of Mr *langleys* A will that was begun but not finiſhed.

Wheras Mr *William Geny* is by bond to pay Mr *Raſtell* five hundred waight of Tobacco & eight barrells of Corne of wch there is to be abated for a man yt died in *Awguſt* fiftie waight of Tobacco and a barrell of eares, *And wheras* Mr *Geny* bringeth in an Accompt, to default of the ſaide dept, Capt *Tucker* doth allow for the ſaid Accompt 150 waight of Tobacco, p*ro*vided that yf heerafter Mr *Raſtell* ſhall ſhow Sufficyent cauſe to this Courte, why the ſaid 150 waight of Tobacco ſhuld not be allowed to Mr *Geny*, That then Mr *Geny* ſhalbe lyable to give him ſatisfaction.

Yt is ordered that *Suthampton hundred* ſhall pay the remainder of a thowſand waight of Tobacco wch is vnpaide dew to Mr *Sandys* by an order of Courte, to the Adminiſtrator of Mr *Sandys* Eſtate

Yt is ordered yt Mr *Stogden* ſhall receave the twelve hundred waight of Tobacco dew from *George medcalfe* to Mr *Raſtell*, And owt of the ſaid 1200li waight to ſatiſfie Livt *Barry* and *John Warde* 700 waight of Tobacco dew to them from Mr *Raſtell* for nott bringinge in two ſervants for them by *Chriſmas* Accordinge to agreement, And for the other 500 waight remayninge of ye 1200, and for 400 waight receaved by Mr *Stogden* of *Gregorie dorye*, *yt is ordered* yt Mr *Stogden* ſhall putt in Sufficyent ſecuritie to bee Accomptable to Mr *Raſtell* or his aſſigns for him, yt the ſaid Mr *Raſtell* by ye firſt of *february* next ſend in A diſcharge from *George Gauntlett*, Accordinge to an order made the 17th of *January* 1624.

9th of *January* 1625

A COURT held the 9th of *January* 1625 being
p*re*ſente
Sr: *ffrancis Wyatt* Knight Gouernor &c. Capt *ffrancis Weſt* Capt *Roger Smith* Capt *Raphe Hamer* Capt *Mathews* Mr *Abraham Perſie*, Mr *William Cleybourne*

Yt is ordered yt Mr *Waters* ſhall give ſecuritie to Mr *Abraham Perſy* for A dept to Mr *Langley* wherin Capt *Whittakers* & *Thomas ffliut* ſtand Charged in Mr *Langleys* bookes, That yf the Courte ſhall awarde ye ſaid *Tho: ffliynt* to pay the ſaid dept yt then ye ſaid *Edward Waters* ſhall give him ſatisfacõ and yt the matter ſhall reſt in ſuſpenſe vntill the xxth of *November* next, yt in the meane tyme the Court may heere from Capt *Whittakers*, ſuppoſed to be principall deptor, And yt Mr *Tokeley* may ſend over the letters of Adminiſtratione owt of *England* granted to him.

Yt is ordered yt Mr *moone* ſhall pay & bringe in to Capt *W*m *Peerce* befor *mondye* next Cominge ſixtie waight of ye beſt marchantable Tobacco, dew vnto him by bill, ells yt therbe execution granted againſt him

William Duglaſs ſworne and examined ſayeth [blank]

Robert

Robert Partin ſworne and Examined ſayeth, y^{t} one *mondye* morninge beinge Sct: *Stephens* dye M^{r} *Pooly* and divers of the Congregacon mett to ſay and heere divine ſervice M^{r} *Paulett* heeringe M^{r} *Pooly* vſe his name, came into the Congregacon ſayinge *w^{t} is y^{t} you ſay of* Pawlett, To w^{ch} M^{r} *Pooly* replyed, *I ſay you will not paye me your Tithe Tobacco*, and after ſome replyes paſt to and againe betweene them, M^{r} *Pooly* gave M^{r} *Pawlett* the lye, And M^{r} *Pawlett* ſaid he was a ſtonde prieſt, and a ꝑiurde man, and taxt him wth Symonie and briberie, and ſwore by y^{e} lords blude he would prove it againſt him, but whether M^{r} *Pooly* gave M^{r} *Pawlett* the lye, before M^{r} *Pawlett* vſed thoſe woords he knows not.

Enſign *ffrancis Epps* ſworne and examined ſayeth that vppon *Sct Stephens dye* in the morninge, M^{r} *Pooly* and others of the ꝑſhe beinge togeathe[r], about the removinge of the Church, M^{r} *Pooly* affirmed y^{t} M^{r} *Pawlet* deſired to have y^{e} Church removed from M^{rs} *Briggs* howſe to his howſe, and M^{r} *Pawlett* ſaid it was falſe whervppon M^{r} *Pooly* ſaid againe it was nott falſe, M^{r} *Pawlett* ſaid againe it was falſe, Then M^{r} *Pooly* told M^{r} *Pawlett* y^{t} he lied, Then M^{r} *Pawlett* cald him blockheded parſone wth ſome other y^{e} like woords y^{t} paſſed between them one both ſides, and taxed M^{r} *Pooly* wth ſpekinge falſe *latten*, and teachinge falſe doctrines, and charged him wth Symony and bribery And M^{r} *Pooly* one the other ſide cald M^{r} *Pawled* baſe baudie ffellow and that he went vp & downe y^{e} countrey ſinginge baudie ſonges and many fowle tearmes paſſed betweene them, but all the ꝑticulars and in w^{t} order they paſſed between them, he doth not ꝓciſly remember.

Samuell Sharpe gent ſworne and examined ſayeth, That the occaſione of the ſpeeches was trewly ſett downe in the ſworne oathes of Enſigne *Epps* and *Robert Partain*, and y^{t} many fowle woordes of ꝓvocation (as foole, dunce, baſe fellow, and the like) paſſed between them, & ꝑticularly he remembreth that M^{r} *Pooly* gave M^{r} *Pawlett* y^{e} lye firſte, accordinge as is related in the depoſitione of Enſign *Epps* he remembreth alſo that M^{r} *Pawlett* charged M^{r} *Pooly* wth Symony & bribery and teachinge falſe doctrine, and y^{t} he was a ꝓiured man.

Liv^{t} *Thomas Oſbourne* ſworne and examined ſayeth, y^{t} wheras M^{r} *Pooly* was to Tranſporte him ſelfe to their Plantacon and to be theire every fowerth *Sendye*, for w^{ch} he was to have duble meanes, after w^{ch} agreement M^{r} *Pooly* was abſent xi weekes together, In regard wherof he was contented to take ordinary meanes, ſoe y^{t} they would vndertake to feach [fetch], But after he came to feach his tythes, he demanded to have the duble meanes accordinge to his bill, w^{ch} the[y] refuſed to paye, whervppon he cam to this deponent, and ſaid that yf he would lett the reſt pay him, That then he would acquitt this deponent for his tythes payinge the ordinary meanes.

The opinion of M^{r} *W^{m} Cleybourne* is, y^{t} Concerninge the Contentione and quarell betweene M^{r} *Poolie* and M^{r} *Pawlett*, y^{t} neyther of them ſhould recover any Damages eyther from other, for y^{t} the offences given one both ꝑtes were moſte vile and exorbitant, both of them equaly as he thinketh havinge Contended to debaſe and wronge y^{e} ꝑſone of the other, ſo y^{t} allthough M^{r} *Pawlett* muſt bee acknowled, to have exceeded in the fowleſt maner yett the offence of M^{r} *Pooly* is no hwit leſs then the others, his Cenſure therefore is, That they ſhuld equally both of them, forfeat & paye 200 waight of Tobacco, and moreover in regarde as is ſaide the fault of M^{r} *Pawlett* is y^{e} greter Conſidered by itſelfe, Therfore his opinion ys y^{t} he ſhould in the open Congregacon where thee offenc was Comitted, Publiquely acknowledge his fault & offence, not ſo much reſpectinge any wronge to M^{r} *Poolies* ꝑſon, ſo as that ſhould be Sa[tis]faction done to him ſelfe as humbly to ꝓteſt to the whole Congregacon his ſorrow for his offence, in regarde his his offence . . . y^{t} he Taxeth M^{r} *Pooly* wth his doctrine or wth Symony, ꝑiury, bribery and y^{e} like, And likwiſe his opinion is y^{t} M^{r} *Pooly* ſhould openly in like maner acknowledg his offence to the Congregacon (then offended.

Yt is the opinion of *Abrah: Peirſey*, as he vnderſtandeth by the wittneſſes Sworne and Examined, that M^{r} *Pooly*, and M^{r} *Paulett* did equall one & other, in baſſe and obrobious Speeches, but that M^{r} *Paulett* did exceed, in moſt ſcandelous manner agaynſt

M^{r}

Mr *Pooly* in taxeing Mr *Pooly* that hee was ꝑiured man, and did teache faulſe doctrine, & had Comitted, bridbery and Semony, for ſo much as that Mr *Paulett* hath not by wittnes ꝓved any one of thoſe foule ſlanders againſt Mr *Pooly*, I am of opinion that Mr *Paulett* ſall according to the . . . of the Generall Aſſembly Ask Mr *Pooly* forgiuenes before the Congregacõn of his owne ꝑſh and that Mr *Paulett* ſhall give Mr *Pooly* five hundred pound weight of Tobacco

*My oppinion is agreeing and Conſenting w*th *M*r Williaꝫ Clayborne.

Samuell Mathewes

Capt *Hamer*s opinion

My opynion ys yt *both of them ſhould acknowledge theire offence in the Congregacõn and ask each other forgiuenes, & that M*r Pawlett *doe firſt acknowledg his offence, That M*r Pawlett *be fined* 300 *waight of Tobacco and M*r Pooly *two hundred waight.*

Capt. *Roger Smith* his opinion is agreeable to and conſenting with Mr *W*m *Cleybourne*s.

Capt *ffra: Weſt* his opinion is yt ye groſſeſt woordes Mr *Pawlett* gaue to Mr *Pooly*, cannot equall the lie, wch woorde toucheth his reputacõn in ye higheſt nature, and a gentleman valueinge it as neere and deere vnto him as his liefe, now for reparcõn of thee offences one to the other, they ſhall acknowledge theire offences in ye Congregacion where their offences were comitted, and Mr *Pawlett* finde 200 waight and Mr *Pooly* 500 of Tobacco.

Yt is the opinion of the Gouernor yt Mr *Pawlett* ſhall in the ſaid Congregacõn where the ſaid woordes were ſpoken ask the Congregation forgiueneſs for the great ſcandall given them, and Mr *Poolie* for the oprobrious woordes vſed againſt him, And that Mr *Pooley* ſhall doe the like askinge for forgivenes as well of ye Congregation as of Mr *Pawlett*, There offences both in regarde of theire ꝑſons, the one the minſter the other the Comander of the Plantacõn, as alſo in regard of many fowle and ꝓvokinge ſpeeches, wch paſſed one both ſides (being in a maner equall,) but that Mr *Pawlett* Charged Mr *Pooly* wth falſe doctraine Symony and ꝑiury wch are woordes of a higher nature and doe beare an Accõn in law that he ſhal pay to Mr *Pooly* 300 waight of Tobacco, wch fine is made noe greater, as well becauſe ꝓvokinge ſpeeches paſſinge one both ſides, Coller [choler?] is intended to have Tranſported Mr *Pawlett*, in ꝑte through Mr *Poolie*s owne faulte, as alſo yt cenſure of fines muſt be made accordinge to mens eſtates.

Thomas marlett ſworne and examined Sayeth yt, the dye after *Chriſtmas* in *Ano* 1624 Mr *Bunn* hired *John Smith* for a yeeres ſervice.

James Tooke ſwoorne and examined ſayeth yt Mr *Bunn* told this deponent he had hired *John Smith* for A yeeres ſervice from *Chriſtmas* in *Ano* 1624 to *Chriſtmas* laſt paſt.

Yt is ordered yt *John Smith* ſhall ſerve Mr *Bunn* vntill the firſt of *ffebruary* next

Edward Waters gent ſworne and examined ſayeth, yt he Cominge vpp as pilott to brinnge vpp the *dutch* ſhipp to *James Cyttie* lent his boate to *Tho: Thorneberry* to come vpp to *James Cyttie* after him yt he himſelf might goe back againe in her to *Eliza: Cyttie.*

Yt is ordered yt thoſe Tenants yt are to be putt foorth to maſters ſhall have ꝑte of theire rent paide wch is to be to ym ſelves in corne ſheallt, two barrells of Corne or more at the expiracõn of theire Service or at *Chriſtmas* next (wch ſhall firſt happen

January the xiith 1625

Livt *Thomas Osborne* ſworne before the Gournor, depoſeth that vppon *Weneſdaye* the xjth of *January*, *John Smith* did tender two Kapones to Mr *John Bourrows*, beinge dew vnto him for his rente, wch Kapones Mr *Burrows* refuſed to receave

January the xvith 1625

Christopher Barker ſworn before the Gouernor, depoſeth that before *Chriſtmas* in *Ano* 1624, he was ꝑſent at *Kickotan* when *Richarde Stephens* and *Edwarde ffiſher* were in talke concerninge *Edward ffiſher* his goinge in his Pynnace, at wch Tyme Mr *Stephens* did

did yeeld yᵗ *Edwarde ffifher* had beene foorth in his fervice in the Pynnace 30 dayes, but wᵗ Mʳ *Stephens* was to give *Edward ffifher* for that tyme he knoweth not

January the xixᵗʰ 1625

Anthony West fworne and examined by the Gouʳnoʳ depoſeth; yᵗ about yᵉ later end of *June* laſt paſt Mʳ *George Sandys* Threaſ borrowed one hundred waight of Tobacco of *Zachary Cripps* and *Edmunde White*, and when Mʳ *Thomas Swyft* ſervant to Mʳ *George Sandys* receaved yᵗ 100ˡⁱ. of Tobacco of him, he liked it very well and ſaide it was pittie but they ſhould receave good Tobacco for it againe

January the xxᵗʰ 1625

Capᵗ. *Natha: Baſſe* Affirmeth vpon his knowlege that *John Coombes & John Ewyne* cam over into this Country in the good ſhipp caled the *Marigolde Ano Domi* 1619 the 20ᵗʰ of *may* And were delivered by Capᵗ *lane*, To Sʳ: *George Yardley* to the Compenys vſe.

A Copie of *Laurence maye* his Accquittance of receipte

Receaved by me Laurence Maye *the* 29ᵗʰ *of* december 1625 *three hundred waight of Tobacco* (*that is to ſaye one of new and two of olde*) *of Livᵗ* William Barrye *for full Satisfactione of all wages depts or demandes dew vnto me the ſaid* Lawrence May *from the* Virginia *Compeny from the beginninge of the worlde till this p̄ſent daye, Witneſs my hande*

Lawr: Maye

A Copie of a letter from Mʳ *Wᵐ Counſtable* to Mʳ deputie *fferrar*

Laus deo, *Vluſhinge* the *vltimo Awguſt* 1625

Woorpᵑ Sʳ:

Your Good health hoped and prayed for, In the midſte of this greate mortalitie, Theſe are, that about two yeeres ſince I ſent a ſhipp for the Virginia *Caled the* William and John, *The mʳ vnder god* Wᵐ Reynolls, *for wᶜʰ ſhipp your Woř̄p gave me a comiſſione owt of the Courte, And although I loſte much by that vioage, Yett soe well I affect the p̄ſperitie of thoſe people and that Countrey, That I have aduentured to ffraight another ſhipp and to putt in good ſtore of p̄viſiones, wantinge in that Plantacione, And becauſe I woulde be knowne as a ſubiect to my Kinge and Countrey, as alſo a ffreeman and well wiſher vnto that Plantacione, I would entreat youʳ Woorp to graunte me a Commiſſione owt of yᵉ Courte in the name of* Henry Huett *wᵗʰ allſo your favorable Letter to the Gouernor there for the kinde entertaynment of my people in theire Countrey* (*This being*) *it ſhall encorage me and many others to ſett theire handes and hartes to yᵉ ffourtherance of that Plantacone, And this nott douptinge of your woorps aplaude in this my enterpriſe, and favours in all I reqeſt concerninge the ffourtherance therof, I reſt Your Woor̄ps to Comande in all the ſervi[illegible] he can*

William Counſtable

To the worpᵑ Mʳ deputie ffarrar *in* London *or ells where, theiſe ℞ a friend whom god p̄ſerve.*

A Copie of a bill from Mʳ *Humphrey Raſtell* to Capᵗ *Baſſe*

I Humphrey Raſtill *of* London *marchant doe p̄miſe to deliver to Capᵗ* Natha: Baſſe *of* Baſſes Choyſe *in* Wariſhcoyke *one boye aged aboute ffowerteene yeeres Sufficyently appareled accordinge to the vſe & cuſtome of this Countrey, to ſerve him the ſaid* Baſſe *or his aſſignes ſeaven Years from the twenteth of* november *next enſwinge the date heerof, for the trwe ℞formance I binde my ſelfe in the penaltie or forfeāture of five hundred pownd of Tobacco, In Wittnes I have heere vnto ſett my hande the xviijᵗʰ daye of* Aprill 1625

Humphrey Raſtell

Signed in the p̄ſence of
William Hollande
Waldgraue Markes
Thomas Phillipps

the XXXᵗʰ

the XXX^th of *January* 1625

A COURTE held the xxx^th of *January* 1625 beinge
p̄ſent
S^r: *ffrancis Wyatt* Knyght Gouernor &c Cap^t *ffrancis Weſt* Cap^t *Smith* Cap^t *Mathews* M^r *Abraham Perſie* M^r *W^m Cleybourne.*

At this Court appered Cap^t *W^m Epps*, and on the behalfe of M^rs *Katherine Bennett* then relict and wydow of M^r *W^m Benett*, minſter deceaſed, (ſhe beinge by the laſt will and Teſtament of y^e ſaid *W^m Benett* made and nominated his ſole Executrix,) doth refuſe, and diſclaime to take vppon her the ſaid Executorſhipp, Yett y^t y^e depts of her ſaid huſbande may be paide and Satisfied, ſo farr as his ſaide goodes ſhall extend, ſhe is willinge to admiñſter vppon his eſtate And Acordingly hath p̄ſented into this Courte A p̄fect Inventorie of all his goodes and eſtate, Together w^th ſuch depts as hath allredie been required at her hands

The ſaid Cap^t *W^m Epps* in the behalfe and at the deſire of y^e ſaide M^rs *Katherine Benett*, doth humbly ſue to this Courte y^t ſhe may by order of Courte be diſcharged of the Executorſhipp, and be lyable no further then as an Admiñſtrator ſoe far as the goodes ſhall extende

The Courte Accordinglie doth order y^t ſhe ſhalbe diſcharged of the ſaid Executorſhipp, And Adminſter vppon his eſtate, And havinge taken her oath y^t it is a p̄fect Inventory of all his goodes to her knovlege, And havinge ſatisfied y^e depts ſoe farr as the goodes ſhall extende ſhe ſhall have her diſcharge.

Randall Smallwood p̄voſt marſhall ſworne and exam̃ed ſayeth that in takinge of A muſter in the p̄ſence of S^r *George Yardley*, Cap^t *Warde* did releaſe *James Blackbourne* of on yeeres tyme of his ſervice

Thomas Powell & *William Dyer* of *Acomack* doe affirme &c y^t Cap^t. *John Warde* gave *James Blackbourne* one yeere of y^t tyme y^t the ſaid *James Blackbourne* had to ſerve him, Theſe p̄ties aboue written do affirme this to be trwe vppon theire oathes taken before Cap^t *William Epps* Eſquire Comander of the ſame.

Witnes me — y^e marke O O of *Thomas Powell*
Nicholas Raynherde — The marke X of *Tho: dier*

Yt is ordered y^t *James Blackbourne* ſhall have his ffreedom puttinge in Securitie to anſwere Cap^t *Warde* for any fourther Service y^t Cap^t *Warde* can proue to be dew from him.

Yt is ordered alſo y^t *henry Wilſone* and *W^m minns* ſhall diſpoſe of theire Cropp, puttinge in Securitie to Cap^t *W^m Epps* to be anſwerable to Cap^t *Warde* for ſuch further ſervice as he can proue to be dew from them to him, from *Chriſtmas* laſt was Twelvemoneth.

Lodowick Pearle gent ſworne and examined ſayeth y^t he beinge abourde the ſhipp caled the *grace* one *ſaterday* night beinge new years eve did not ſe any diſorder abourde the ſaide ſhipp.

Roger Sanders ſworne and examined ſayeth y^t *John Snode Thomas Thornberry Adam Thorowgood John Penrice* and *Pawle horwood* cam abourd the ſhipp caled the *grace* one *Saterday* night beinge new yeers Eve and to his knowledge did not ſee any of them disordered in drainke, And ſayeth y^t theſe five before named and two others, tooke boate and went from the ſhipp before this deponent, And this deponent ſaw them hoyſt ſaile and p̄ſently after loſt ſight of the boate whervppon this deponent & his mate made w^t haſt they could (heringe them Crye) to ſuccor them at w^ch tyme this deponent tooke vp three of them owt of the water

Yt is ordered y^t *John Snode, Thomas Thorneberry John Penriſe Adam Thorowgood* and *Paule Horwood* for theire offence in goinge abourde contrary to the Proclamatione ſhall each of them enter into bonde of twentie pownde for theire good behaviour And

each

each of them to pay twentie pownde waight of good marchantable Tobacco towards y^e^ buildinge of the bridges at *Elizabeth Cyttie* And to pay in the ſaide Tobacco to Cap^t^ *Tucker* at his howſe.

And this is all the Courte at this tyme can do, Conſideringe that no man cam in to alleage any thinge Concerninge y^e^ death of *John ffoſter* and *Thomas Lum* that were caſt away.

A Copie of a bill of ladinge p̄ferred in Courte by *Richard Wake*

Shipped by the grace of god in good order and well condicioned by me Richard Wake *in and vppon the good Shipp caled the* Elizabeth *of* london *wherof is m^r^ vnder god for this p̄ſent Vioage* Lawrence May *And now ridinge at Anchor in* James *River And by gods grace bound for* london *in* England, *To ſay one Butt one cheaſt, one hogſhead*

marked R P *Being marked and numbred as in the margent and are to be deliuered at the foreſaide Porte of* london *The dangers and adventures of the ſea only excepted, to* Elizabeth Page *or to her aſſignes, ſhe or they payinge fraight for the ſaide goods three penc ℔ pownde, w^th^ primage and Average Accuſtomed, In Witneſs wherof, the maſter or purſer of y^e^ ſaid ſhipp hath Affirmed to three bills of ladinge all of this Tenor and date, the one of which three bills beinge Accompliſhed, the other two to ſtande voide, And ſoe god ſend the good ſhipp to her deſired Porte in ſaftie, Amen.*

Dated the 17^th^ *of* December 1625

Law. May

Be it knowne vnto all men by theſe p̄ſents y^t^ I John Haule *of* James Towne *Iſland in* Virginia *do ow and ſtand indebted vnto* Thomas Paſſmoure *of* James Towne *Iſland aforeſaid the iuſt quantetie of Two hundred and Three ſcore pownds of the beſt marchantable Tobacco in leaſe To be paide to the ſaide* Thomas Paſſmoure *or his lawfull Attorney his Executors Adminiſtrators or aſſignes one the firſt daye of* November *now next Enſwinge the date hereof w^ch^ Payment well and trewlie to be made and donne I bynde my ſelf my heyrs executors and Adminiſtrators by theſe p̄ſentes*

In witneſs wherof I have hereunto ſett my hande and ſeale the 15^th^ *daye of* January 1624

Joſn hawle *his marke* et ſignum

Subſcribed ſealed & delivered in p̄ſence of
Nathaniell Cawſey
Waldegrave Markes

Mdm̄. *that the above named* John Haule *doth binde him ſelf his heyrs executors and* Adminiſtrators *y^t^ yf the above written ſume of two hundred and three ſcore pounde of Tobacco be not paide to* Thomas Paſſmoure *one the day aboue named, Then to Surrender his howſe and grounde in the ſaide Iſland to the ſaide* Thomas Paſſmoure, *And doth fourther covenant To the ſaid* Thomas, *never to ſell or lett to any other the ſaide howſe and grounde, But he the ſaide* Thomas *to haue the refuſall gevinge as another will give, witneſs my hande the day and yeere aboue Written.*

John V Hawle *his marke*

Witneſſes hereof
Nathaniell Cawſey
Waldegrave Markes

6th of *ffebruary* 1625

A COURTE helde the 6th of *ffebruary* 1625, beinge
p̄ſent
Sr: *ffrancis Wyatt* Knight Gouernor &c. Capt *ffrancis Weſt*, Capt *Roger Smith*, Capt *Samuell Mathews*, Mr *Abraham Perfie* Mr *Wm Cleybourne*

Wheras John haule died indepted to *Thomas Paſſmoure* in the ſome or quantetie of fower hundred pownd waight of Tobacco, as p̄tly by bill and p̄tly by the Confeſſione of *Brigett haule* his wyddow it doth appeere,

Yt is agreede in Courte by and betweene the ſaid *Bridgett haule* and *Thomas Paſſmoure*, That the ſaid *Thomas Paſſmoure* ſhall Accept of the howſe and grounde of the ſaid *John haule* Sytuat in *James Cyttie* Ilande for and in full Sattisfactione of the ſaide dept, And that the ſaid *Bridgett haule* ſhall reſigne vpp all her right Claime and Title in and vnto the ſaid howſe and fower Acres of land.

And yt is fourther ordered, yt *John haule* havinge fayled in payment of the aforeſaid dept dew to *Thomas Paſſmoure* That he ſhall enioy the lande & howſe Accordinge to the Agrement made between him and the ſaide *John haule*, And becauſe *John haule* had no Coppie of the ſaid lande, *yt is ordered* yt the ſaide *Thomas Paſſmoure* ſhall enioy the ſaid howſe and fower Acres of lande, as p̄te of his Devident

James Hickmote ſworne and Examined ſayeth, yt one *ſaterday* night beinge the fowerth of *ffebruary* 1625 beinge at the howſe of *Edward ffiſher* in *James Cyttie*, one *Peter marten* beinge in Compeny and fallinge in talke concerninge *Richard Williams als Corniſh* that was executed for Buggerie, The ſaid *marten* then Commendinge the ſaid *Corniſh* for an excellant mariner and skillfull Artiſt, *Thomas hatch* beinge alſo in compeny, ſaid that in his conſyence he thought the ſaid Corniſhe was put to death wrongfully, whervppon this deponent ſaid, (*you were beſt take heede wt you ſaye, you have a p̄ſident* [*precedent*] *before your eyes the other dye, And it will coſt you yor eares yf you vſe ſuch woordes*, To wch the ſaid *Tho: hatch* replied, *I care not for my eares, lett them hange me yf they will*

Sara ffiſher ye wiefe of *Edward ffiſher* ſworne and examined Affirmeth as much as Mr *James hickmote* hath vppon his oath formerly deliuered.

Anthony Jonnes ſworne and Examined ſayeth, that he hard *Thomas hatch* ſay that *Richard Corniſh* was putt to death wrongfully, and that he did not care for his eares

Yt is ordered yt, *Thomas Hatch* for his offence ſhalbe whipt from the forte to the gallows and from thence be whipt back againe, and be ſett vppon the Pillory and there to looſe one of his eares, And that his ſervice to Sr: *George Yardley* for ſeaven yeers Shalbegain from the p̄ſent dye, Accordinge to the Condicion of the *dewtie* boyes he beinge one of them.

Mr *John Burrows* at this Court deſireth to have a hundred and ffyftie acres of lande, for three ſervants (*vid'lt*) *nicholes Goldſmith*, *Wm Burſoote*, and *Sara Bowman* According to Certificates p̄duced in Courte, To wch his requeſt the Court doth willingly aſſent, And do order Mr *Cleybourne* to regiſter the ſame in recorde.

Yt is ordered according to the voluntarie agreement of Sr *ffrancis Wyatt* in the behalfe of the Adventurers of ye Magaſine and Capt *ffrancis Weſt*, in behalfe of Mrs *Margrett Weſt* Adminiſtratrix to her late huſbande *Edwarde Blayney* Marchant, deceaſed That the ſaid Capt *ffrancis Weſt* ſhall make p̄ſent payment of five thowſande pownde waight of the beſt marchantable Tobacco in leafe vnto the ſaide Sr: *ffrancis Wyatt* to the vſe of the ſaid Adventurers *And further it is ordered* that the ſaid Capt *ffrancis Weſt* ſhall not ſell, impparte[?], alyenate nor otherwyſe by any meanes or wayſte make away or dim̃ſhe any of the goodes and chattles movable vmmovable Reall or p̄ſonal wherof Mr *Edward Blayney* was actually zeaſed & poſſeſſed of at or before ſuch tyme as here ſhall com Adviſe owt of *England* from the ſaide adventurers in anſwere of Mr *Blaynyes* Accomptes and demandes made by letters to the ſaid Adventurers and yt ſuch further order ſhalbe taken hervppon by this Courte as Juſtice and equitie ſhall require

February the xiiijth 1625

Cap W. Epps ſworne before the right worp^{ll} S^{r}: *ffrancis Wyatt* Knight Gouernor &c, depoſeth, that vppon *Tewſdaye* the xxvijth of *december* 1625, This deponent heeringe that *lwke Eaden* was very ſick went to ſee him, And Cominge vnto him findinge him very ill and weake this deponent wiſhed him to ſett his eſtate to rights Soe the ſaid *Lwke Eaden* Thanked this deponent and wiſhed him to come againe the next morninge, But before this deponent came vnto him, he was deceaſed. And further this deponent affirmeth y^{t} the ſaid *Tewſday* before he went awaye from the ſaid *Lwke Eaden*, he demanded of him w^{t} depts were owinge him in this Countrey, the ſaid *Lwke Eaden* anſwered (and ſaide) That ſince the laſt Reckninge made betwene him and *W^{m} Geny*, the ſaid *W^{m} Geny* was ſeaventeen hundred waight of Tobacco indepted vnto him, And further ſaid That *Zacharie Cripps* and *Edmunde White* did owe him ſix hundred waight of Tobacco, further ſayinge that divers other were in his dept, but for that tyme he deſired this deponent to forbeare him vntill the next morninge, before w^{ch} morninge he deceaſed.

John How gent likewiſe ſworne, depoſeth, y^{t} before the ſaid *Lwke Eaden* deceaſed, This deponent requeſted him to be good to his ſervant *Alexander*—To w^{ch} the ſaid *Lwke Eaden* anſwered, *when I make my will in morninge I will remember him*, furthermore this ſaid deponent ſayeth y^{t} the ſaid *Lwke Eaden* told him that he had a boye y^{t} was left by *Thomas Spillman* at *Chaplens Choyce*, Contrary to his appoyntment And that the ſaid *Spillman* had borrowed a Barrell of Corne and left the ſaid boye as ſattisfaction for the ſaid Corne vntill it were repaid, furthermore the ſaid *Lwke* told this deponent y^{t} he had a Cheſt at *henry genyes* wherein were certen wrightings and Accompts & Certen powlder & ſpices of divers ſortes, & two payre of ſheets As alſo one Cheſt of Tobacco and one bulke of Tobacco both Conteyning eight hundred waight or neere thereabouts The key of w^{ch} Cheſt of wrightings, ſpices, powder & other things the ſaid *Lwke Eaden* delivered to this deponent before he departed liefe, And Cap^{t} *Epps* & this deponent Cominge to *Henry Genys* to ſee w^{t} was in the ſaid Cheſt, they fownd it broken open & all things taken owt.

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the xxth of *ffebruary* 1625

A COURTE held the xxth of *ffebruary* 1625 beinge
p̄ſent
S^{r}: *ffrancis Wyatt* Knight Gouernor &c., Cap^{t} *ffrancis Weſt* Cap^{t} *Roger Smith*—M^{r} *Willm̄ Cleybourne*

Martine Tourner ſworne and examined ſayeth, That he this deponent was in place when M^{r} *Thomas Swyfte* and *Thomas Delamaior* did p̄fect vpp a reckninge Betweene them, At w^{ch} tyme the ſaide *Thomas Delamaior* did allow M^{r} *Swyfte* thurtie pownde waight of Tobacco for A dept dew to *Vincentia Caſtillian*, and tenn pounde of Tobacco for Cap^{t} *nortone* And y^{e} ſaide M^{r} *Swyfte* did Acknowled there remayned dwe to the ſaid *Thomas Delamaior* ffortie waight of Tobacco and one barrell of Corne w^{ch} M^{r} *Swyfte* did p̄miſe to pay vnto him

Thomas Pricharde ſworne and Examined ſayeth, y^{t} one *Sondye* night the xixth of *ffebruary* 1625, *Tho: lecefter* cominge in about one hower wthin night, falinge in queſtion aboute Tobacco that M^{r} Doctor *Pott* ſhould owe to *Roger ſtanley*, *leyfter* ſaid y^{t} M^{r} Doctor did nott owe the ſaid *ſtanley* ſo much Tobacco as he ſaid he did, *Stanley* ſaid he lyed, & thervppon *Stanley* drew owt his hanger, And then *leyfter* took Another ſwoorde, but neyther of them did then ſtrike after y^{t} *leyfter* laid downe his ſwoorde, And then *ſtanley* ſtrook at him wth his hanger at his head, and *leyfter* defended it of wth a Jugg he had in his hande, And after did ſett downe y^{e} Jugg And cloſe wth *Stanley* to wrench his hanger owt

owt of his hand, And in ſtriving w^th^ him *leyſter* tooke hold of his hanger and broke it of w^th^in a handfull of the hilte, And w^th^ y^e^ blade of y^e^ hanger w^ch^ he kept in his hand, Cutt the ſaid *ſtanley* one the arme, w^ch^ hanger was a back ſwoorde.

Elyas Gale aged 15 yeers or therabouts beinge examined affirmith as much in effect as *Tho: Prichard* hath formerly ſaid vpon oath

Yt is ordered y^t^ M^r^ *Thomas Weſtone* ſhall p̄ſently give Sufficyent ſecuritie to M^r^ *Thomas Criſpe* to pay him at his howſe at *Kickotan* w^th^in this xx dayes five hundred and Threeſcore pownd waight of y^e^ beſt m^r^chantable Tobacco in leafe, And to deliver to y^e^ ſaid M^r^ *Criſpe* heere at *James Cyttie* xxx^s^ in money and the Gynger w^ch^ by a former order of Courte he was ordered to do, And to Cary M^r^ *Criſpe* his Byskett w^th^ his Caske and Cheſt down to *Kickotan* gratis.

Yt is ordered y^t^ M^r^ *Edward nevell* ſhall enter into bounde to M^r^ *Weſtone* for the payment of y^e^ three hundred and thirtie waight of Tobacco as by an order of Courte dated y^e^ xix^th^ of *december* 1625 it was ordered y^t^ he ſhould pay to the ſaid M^r^ *Weſton* Concerninge M^r^ *Criſpe* his damages for his Tobacco ſpoyld at *Canada.*

John Webb ſworne and examñd ſayeth that he hard *George medcalfe* ſaye y^t^ M^r^ *hays* offered to lett him have the man Aſhore w^th^ him, w^ch^ the ſaid *George medcalfe* then refuſed, Then A weeke after this *George medcalfe* cam againe to M^r^ *hays* to demand the man, And M^r^ *hays* told him he had inquired further of it *And now I am otherwiſe minded*, Yet at the laſt M^r^ *hayes* told *George medcalfe* ſayinge (*well ſo I may have my Tobacco w^th^in this ſix dayes I will deliver the man unto you aſhore.*

Roger Sanders ſworne and examined ſayeth y^t^ on *mondye* the xvj^th^ of *January* he came to *James Towne* and told M^r^ *hays* that [he] had brought his Tobacco from *George medcalfe* his m^r^. M^r^ *hays* anſwered this depñt that *no matter you are come to late your m^r^ is not like to have the man*, And w^th^in two dyes after this depñt went w^th^ M^r^ *Waters* abourde M^r^ *hayes* and did tender the Tobacco, but M^r^ *hays* would not receav it

William Duglas ſworne and Examined ſayeth the boatſwain of y^e^ ſhip *deall*[?] did tell this deponent y^t^ he had 1000 of ffyſhe of his own in the ſtore beſide the Cargo ſome p̄t wherof y^e^ ſaid boatſwaine ſaid he bought of one M^r^ *newnans*[?] *Coopers*[?] and that the other p̄te was given him by one M^r^ *lee* a Countryman of his

Further he ſayeth y^t^ the boatſwaine beinge ſent aſhore w^th^ the ſhipps boate, y^e^ boat by tempeſt of weather drave Aſhore, ſo that they could not gett abourde againe, But by whoſe neclect this deponent knoweth nott, And about two dyes after when the boatſwaine cam abourde againe M^r^ *Reyner* m^r^ of the ſhipp Chided him and ſaid he ſhould nott go home in the ſhipp, So y^e^ boatſwaine the next day went owt of the ſhipp and packt vpp his Cloathes and went aſhore.

John daw ſworne and examined ſayeth y^t^ cominge aſhore w^th^ the boatſwaine coming for ſome liquor The rundletts were fild and brought to the boate ſo as they might have gone abourde yf the boatſwaine had been there, but he ſtayinge halfe an hower or therabout the ebb beinge farr ſpent and the yce [ice] cominge ſo ſtronge drove the boate agrounde and by that meanes they could nott gett abourde in two dyes after

John Burfuck and *Andrew Snelling* ſworne and examined depoſe to the ſame effect

Yt is ordered y^t^ *Georg medcalf* ſhall inioy[?] *John dennis* who is bounde vnto him by Indentures, And y^t^ he ſhall pay to M^r^ *John hays* at or before the ſeven and twenteth daye of this p̄ſent moneth of *ffebruary* one hundred and twentie pownd waight of the beſt marchantable Tobacco in leafe ſtript or twelve pownd vppon the hundred allowance for y^e^ ſtalke to be paid at *James Cyttye.* (*Subpoena*) of to forfect 80^li^ of Tobacco.

Yt is ordered that *John Webb John Greene* and *W^m^ ffoſter* ſhall pay each of them twenty^li^ waight of the beſt marchantable Tobacco (halfe therof towards thoſe things y^t^ were taken owt of *Edwarde nevells* Cabbin And the other halfe towardes the ſeack [ſack] y^t^ was dranck owt.

And whereas the ſaid three men do appeach others *y^t^ is ordered* they ſhalbe examined at *Elizabeth Cyttie* by Cap^t^ *Tucker* and the reſt and an order made As ſhall appeere by proof.

Thomas

Thomas Ramſhee ſworne and examined ſayeth y^{t} M^{r} *Weſtone* was owner of the *ſparrow* and di ſett her owt at his Charge from *london* to *Virginia* & laded divers goodes into her. And y^{t} *maunder* cam as purſer of her, and this deponent knoweth of no goodes y^{t} *maunder* had in the ſhipp of his owne beinge a very poore man, & had not, as *maunder* himſelfe Confeſt to this deponent money to buy himſelfe neceſſaries for ſettinge himſelfe fourth to ſea but w^{t} he was faine to borow of the ſaid M^{r} *Weſton*

Yt is ordered y^{t} M^{r}. *John Baynam* ſhall bringe the accoumpts to M^{r} *Weſton* and deliver vnto him ſuch goodes and depts as y^{e} ſaid *John Baynam* by order from *maunder* hath receved in this Countrey, And y^{t} M^{r}. *Weſton* ſhall bringe in a right Inventorie of all y^{e} ſaid depts and goodes by y^{e} laſt dye of *march* now next Cumeinge into this Courte

ffebruary the xxiiith 1625

James Blackbourne ſworne and examined before the Gouernor ſayeth, that he did heere Cap^{t} *Warde* ſay that *Chriſtopher Barker* came over wth him into this Countrey to ſerve him fower yeeres. And this deponent vppon his knowledge depoſeth that the ſaid *Chriſtopher Barker* hath faithfully and fully ſerved Cap^{t} *Warde* the ſaid fower yeeres.

ffebruary the xxviith 1625

George Allen ſworne and examined before the Gouern^{r} ſayeth, y^{t} *Thomas Dunthorne* his m^{r} when this deponent was to com vpp to ſerve M^{r}. *John Woolrich*, bidd this deponent (who then was greved wth the fflux) That he ſhould conceale his ſicknes from M^{r}. *Woolrich*, And to ſett A good face vppon the matter as though he were in good health, And further this deponent ſayeth y^{t} he was greved wth the fflux ſome two moneths before *Thomas Dounthorne* his m^{r} ſent him vpp to M^{r} *Woolrich*

March y^{e} seconde 1625

John Tyus ſworne and examined before the Gouer ſayeth that he harde M^{r}. *Swyft* ſaye that *Thomas haule* ſhould keepe the two barrells of Corne w^{ch} was *William Bynckes* And that M^{r}. *Swyft* ſaide y^{t} he would ſatisfie *William Bynks* two barrells of Corne for the ſaid two barrells that *Thomas haule* had.

James Chambers ſworne and examined the ſame tyme by the Gouernor ſayeth as much as *John Tyus* formely ſaide & to the ſame effect.

March the 6th 1625

Richard Taylor ſworne and examined before the Gouernor ſayeth that *Joane Vincent* ſhould reporte, That there was ffowerteene women in the Church, And that ſeven of them were *Thomas Harris* his whoores And further he ſayeth y^{t} the ſaide *Joane Vincent* ſaide That *Thomas Harris* made faſte the doore and would have layne wth a woman in the Plantacione againſt her will

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the xiijth of *March* 1625

A COURTE heald the xiijth of *March* 1625 beinge
p̄ſent
S^{r}: *ffrancis Wyat* Knight Gou^{r}nor &c Cap^{t} *ffrancis Weſt* Cap^{t} *Smith* M^{r} *William Cleybourne*

Thomas Bagwell ſworne and examined ſayeth That about *January* 1624 *Allen Keniſtone* came to this deponent and requeſted him to ſpeake to *Richarde Peerce* y^{t} he might be diſcharged from him for the Time he had to ſerve him and he would give him reaſonable ſatisfactione for y^{t} tyme. And this deponent ſpake to *Richarde Peerce*, about it and *Richard Peerce* was Contented that yf *Allen* would give him a barrell of Corne he would diſcharge him for the Tyme he had to ſerve him, w^{ch} barrell of ears the ſaid *Allen* did p̄miſe to pay *Richard Peerce* in *Aprill* followinge

James Playſe ſworne and examined ſayeth that one the ſeaventh dye of *march* 1625
M^{r}.

Mr. *Thomas Allnutt* and his man *Roger Reades* beinge in the *neck of lande*, fell in queſtion in wch moneth *Eaſter* fell one for this yeere. Mr. *Allnut* afirming it was in *march Roger* replying it was not, ſoe after many replies Mr. *Allnutt* offered to lay a yeeres ſervice wth him, wch *Roger* accepted. And there lyinge An Axe vppon the ground Mr. *Allnut* had *Roger* take the axe ſayinge *I give thee this Axe as a Covenant betwixt us, and this boye vidlt.* the deponent *ſhalbe a witnes to the Bargaine*, wch was yt if *Eaſter* fell owt in *march* then *Roger* was to ſerve him two yeere and a halfe wch was a yeere more then his tyme and yf it were not in *March* then Mr. *Allnut* was to looſe a yeeres ſervice, wherevppon this deponent tooke vp the Axe and gave it into *Rogers* hands. And asked Mr. *Allnutt* and the ſaid *Roger* whether they were contented, And they ſaid *yes.*

Roger Roades ſworn and examined affirmeth the oath Taken by *James Playſe* is a trew oath, and yt it was the trewe Bargaine betwixt Mr. *Allnut* and him

Richard Peree ſworn and examined ſayeth yt *John Ofburne* was to paye the one halfe of a barell of Corne wch he had of *Allen Keniſtone* as is expreſſed in one bill vnder theire handes and ſeales.

Yt is ordered yt *John Ofburne* ſhall paye *Allen Keniſtone* a barrel of ears.

Yt is ordered yt *Richard Peerce* ſhall pay *Allen Keniſtone* a barell of ears and one bouſhell of Corne, wch barrell of eares is to be deducted for a barel of eares wch *Allen Keniſtone* was to pay *Richarde Peerce* vpon agreement as by the oath of *Thomas Bagwell* appereth. And that *Richarde Peerce* is to paye a hundred pound waight of good marchantable Tobacco p̄ſentlie to ye ſaid *Allen Keniſtone*, wch the ſaid *Richarde Peerce* confeſſeth to be dwe

It is ordered yt *Richarde Peerce* ſhall paye to Doctor *Pott* one hundred waight of good mrchantable Tobacco and one barrell and two bouſhells of corne p̄ſently.

Chriſtopher Reighnalls ſworne and examined ſayeth that he did ſee and read *Peter Collins* Indentures and that by yt Indenture he was bounde to ſerve Mr. *Bennett* fower yeers.

Yt is ordered wth the Conſent of Capt *ffrancis Weſt* yt he as Adminiſtrator of Capt *Croſhowe* ſhall pay two hundred waight of Tobacco to Mr *Gill* to the vſe of Mr *William Counſtable*, And that *Robert Wright* ſhall pay one hundred and fyfteene[li] waight of Tobacco to Mr *Gill* for the vſe of Mr *Counſtable* beinge the remainder of a dept dew from Capt. *Croſhow* and *Robert Wright* as by two bills p̄duced in Court by Mr *Gill* appeereth.

Leonard moore ſworne and examined ſayeth yt before *michellmas* laſt was twelmoneth *John Watſone* brought from Mr *Blayney* ſix yardes of Cloth and delivered it to *Mathew Edlowe.*

Livt *Thomas Ofbourne* ſworne and examined ſayeth that about *Chriſtmas* laſt was Twelve moneth Mr *Blayney* being at *harrihatox* Caled this deponent to be a witnes yt he diſcharged *Mathew Edlowe* of depts and reckonings dew vnto him from ye ſaid *Mathew Edlowe* havinge no penn nor Inke to wright him a diſcharge.

Whereas William Vincent hath p̄cured a warrant againſt *Thomas harris* and his wiefe and *John Chambers* as a witnes who have accordinglie appeared at the dye aſſigned, And *William Vincent* as Complaynante hath not appeered, *The Courte doth order* that *Thomas Harris* and his wiefe ſhalbe diſcharged, for ye warrannt[?], And yt ye ſaid *Wm Vincent* ſhall paye to each of them thurtie pownd waight of Tobacco in lew of theire Charges and loſs of tyme (*Vidlt*) to *Tho: harris* his wiefe and *John Chambers* each of them thurtie pownd waight.

XXth day of *march* 1625

A COURTE held the xxth day of *march* 1625 beinge
p̄ſente
S^{r} *ffrancis Wyatt* Knight Gouernor &c, Cap^{t} *ffrancis Weſt* Cap^{t} *Roger Smith.*

John Chew marchant ſworne and examined ſayeth y^{t} the the Accompt p̄duced by him in Courte between him and M^{r}. *Bolton* is a trwe and iuſt Accoumpte (and no more

Yt is ordered y^{t} M^{r} *Lodwick Peerle* ſhall paye thirteen bouſhell of Indyan Corne beinge a remainder for thoſe Tithes dew to M^{r}. *Bolton* for M^{r} *Bennetts* Plantacione at *Wariſcoyk* two yeers paſt.

Yt is ordered y^{t} *James Larimoure* havinge p̄ferred his peticione to this Courte ſhall have his Paſs to goe for his Countrey The rather for that he is an old man and at this tyme diſeaſed. And his labor decaid wherby he may rather be a Charge to y^{e} Country then otherwiſe.

Yt is ordered y^{t} *Randall holte* vppon his Peticone p̄fered in Courte ſhall ſerve and remaine wth Doctor *Pott* his m^{r} vntill *Chriſtmas* next com twelve moneth. And then Doctor *Pott* his m^{r} to deliver vp his Indentures and make him free, and to give one ſuit of aparell from head to foote and three barrells of Corne.

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the XXVIIth of *March* 1626

A COURTE held the xxviith of *March* 1626 beinge
p̄ſent
S^{r}: *ffrancis Wyatt* Knight Gouernor &c Cap^{t} *ffrancis Weſt* Cap^{t} *Roger Smith* Cap^{t} *Raphe Hamer*

Thomas Bunn ſworne and examned ſayeth, about the moneth of *July* laſt paſt M^{r} *William Atkins* lyinge ſick at his howſe and this deponent findinge him to be very weake and ſick, did aske him how he meant to diſpoſe of his Eſtate, To w^{ch} M^{r} *Atkins* replide, That he wold leave all that he had heere in *Virginia* to the diſpoſinge of his Cozen M^{r} *Lwke Boyſe* and that he would have M^{r} *Boyſe* to pay all ſuch depts as he did owe heere in *Virginia* and to ſend home the remainder to his Wife and Children into *England.*

Thomas Marlatt ſworne and examined ſayeth y^{t} about two dyes before M^{r} *Atkins* died he was deſirows to make his will, w^{ch} was begunne but nott finiſhed. And fourther this deponent ſayeth y^{t} M^{r} *Atkins* vſed the ſame ſpeeches in effect w^{ch} M^{r}. *Bunn* hath formerly depoſed.

Nathaniell Jeffereys ſworne and examined ſayeth y^{t} M^{r} *Atkins* vſed the ſame woordes as M^{r} *Bunn* and M^{r} *Marlatt* formerly delivered or to the ſame effect.

John Carter ſworne and examined ſayeth y^{t} one *ſaterday* laſt paſt was ſennight beinge the XVIIIth of march 1625 M^{r}. *Thomas Swynhow* beinge ſick ſaid to this deponent y^{t} yf he ſhould die before he came home into *England* That then he would give to this deponent and to *David Ellis* and his wiefe and child to each of them a ringe of xx^{s} price, And y^{t} he would give this deponent his ſuite of Aparell, a fmale Trunke two blanketts one pillow, 1 pare of hoſe and ſhews & two ſhirtes, And further he ſayeth y^{t} M^{r}. *Swynhow* ſaid that if he ſhould die before he receaved payment for his man *Lawrence* that then he ſhould be made free.

And further this deponent ſayeth y^{t} M^{r}. *Swynhowe* did ſaye y^{t} he would give M^{r} *Gill* a hundred gilders w^{ch} was ten pounde *ſterlinge* for to make the moſt of his Tobacco, And this deponent and his brother *David Ellis* to ſe y^{t} the moſt ſhould be made of his Tobacco, And that after his legacies were paide, That then the remainder of his goodes ſhould be delivered to his brother in *london*, and that yf his brother in *Loundon* were dead That then it ſhould be ſent to his two brothers in the Countrey.

Margarett

Margarett Ellis fworne and Examined fayeth y^t^ fhe did heere M^r^. *Swynhow* faye y^t^ he would give M^r^ *Gill* a hundred gilders to make the moft of his Tobacco, And that *John Carter* and this deponents hufband fhould alfo fe y^t^ the moft fhould be made of his Tobacco.

Yt is ordered y^t^ *Randall Smallwood* fhall have the Charge of all fuch goodes of M^r^. *Thomas Swinhow* as are yett nott difpofed of and to fend a true Accoumpt therof vnto his brother in *Loundon*,

And that M^r^. *Swinhows* man *Lawrence* may difpofe of him felfe vntill fourther order com from M^r^. *Swinhow* from *London* for and Concerninge any fourther fervice to be demanded of him.

Whereas M^r^. *michell marfhatt* doth confes him felfe indepted to M^r^. *Gill* in the fume of two thowfand waight of Tobacco & vpwards and for default of payment his goodes moveable and vnmovable have been alredy forfeeted, and M^r^. *Gill* is Contented to refpitt him vntill the eight of *Aperell* now next enfwinge. The Court doth order y^t^ yf default be made in payment in & vppon that daye, That then M^r^. *Gill* fhall have p̄fent Execution of all his goodes and fervants by vertue of this order of Courte.

The Courte vppon the Peticione of M^r^. *Michaell Marfhatt* is contented to give him leave to trade with w^ch^ thefe Caufiones (That Liv^t^ *Peppett* or fome other y^t^ fhalbe approved by the Gouernor and Counfell, w^th^ 14 fufficyent fhott armed compleate, And that he fell to fuch in the Countrey as fhalbe in want of Corne two hundred and fixtie boufhell of corne not excedinge the rate of feaven pownd of Tobacco the boufhel. And that he deliver befides into the publique ftore fortie boufhell of Corne gratas to be ymployd vppon Publique vfes by the Gou^r^no^r^ and Counfell.

W^ch^ the faid *michell marfhatt* doth heere p̄fent in Courte engage him felfe to p̄forme.

March the xxix^th^ 1626

William Spencer fworne and examined befor the Gouernor fayeth y^t^ in the yere *Ann^o^ Domni* 1620 he did overfee the labours of fix or feaven men belonginge to Cap^t^ *William Peerce* who planted in the main And that theire Cropp for y^t^ yeere Amounted to the fume or quantetie of three or fower thowfand pownd waight of Tobacco, And that M^r^. *John Rolfe* receaved all the faid fume of Tobacco from the hands of this Examinate, And difpofed of it But for y^e^ p̄ticulers this deponent doth not now p̄cifely remember, But fayeth y^t^ at that tyme y^t^ is to fay, at that Cropp he this deponent delivered a p̄ticuler note and Accompte of the faid Tobaccos to M^r^. *John Rolfe*, written by *Edwarde Britt* one of Cap^t^ *Peirces* fervants, And y^t^ after vppon the cominge in of Cap^t^ *Peerce* this deponent deliuered another note, to the fame effect vnto Cap^t^. *Peerce*.

And further this deponent fayeth y^t^ there were two of M^r^. *ffranks* men w^ch^ after M^r^. *ffrancks* deceafe were put into y^e^ mayne to woorke w^th^ them, And further he fayeth y^t^ in fummer in the Chifeft [chiefeft] of theire woorke The men were comanded away to woorke over the water by M^r^. *John Rolfe* (fome tymes more fome tymes fewer) fo much as Amounted to one hundred dyes woorke for a fingle man, And further this deponent fayeth y^t^ in *march* 1622 There planted over the water at M^r^. *Rolfes* Plantacion xxxj p̄fons, whereof fome belonged to M^r^. *Rolfe* fome to Cap^t^ *Peirce* fome to M^r^. *Ewyns* and fome to this deponent, each of w^ch^ men had to theire fingle fhare one hundred waight of Tobacco and one barrell of Corne, of w^ch^ number of men before mencyoned, two only belonged to M^r^. *Rolfe* (*Vidl^t^*) *Robert Davis* and *William Rabnett*.

March the xxxi^th^ 1626

Thomas Munn[?] fworne and examined before the Gouernor and M^r^. *Abraham Perfye* Efquire Counfeller of eftate for *Virginia* fayeth, That he was at the makinge of a fmalle Shallop at *James Cyttie* by y^e^ direction of Cap^t^ *Thomas Barwick* for the Compeny and Adventurers of the Shipwrghts, And afterwards this boate was fold to Cap^t^ *W^m^ Epps* for 200 pownd waight of good marchantable Tobacco, And as yett to this

this deponents memory the aforeſaid dept of 200li waight of Tobacco is not Satisfied vnto any man, And further this deponent ſayeth That vppon the death of ye ſaide *Tho: Barwick* he delivered vp to Mr. *George Sandys* Threaſ, a liſte of the depts yt were owinge by divers planters in this Colony, whereof Capt *Wm Epps* his dept as is beforeſaide was one, And further this deponent ſayeth yt he knoweth that Mr. *George Sandys* beinge then Treaſ had order from the Compeny to receave vpp all the Accompts and eſtate yt Capt. *Barwick* was poſeſt of beinge dew and Accomptable to the Compeny aforeſaid.

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thurde day of *Aperell* 1626

A COURTE held the thurde daye of *Aperell* 1626, beinge
p̄ſent
Sr: *ffrancis Wyatt* Knight Gour̄nor &c Capt *ffrancis Weſt* Capt *Raphe Hamer* Mr *Abraham Perſye.*

Randall Smallwood Provoſt marſhall ſworne and examined ſayeth that he this deponent And *Nathaniell Reighnolds* beinge choſen for the prayſinge of the moveable goodes of Mr. *Richarde Buck* miniſter deceaſed, they prayſed all the ſaid moveable goodes at the rate of three ſhillings p̄ pownde in Tobacco (Mr *Bucks* liberary of Bookes only excepted) wch liberary of bookes were prayſed afterwards by Mr. *John Powntis* and this deponent and *Nathaniell Reighnolds* at the rate of three ſhillings the pownde in Tobacco.

Vppon the depoſitione of *Randall Smallwood* before taken the Courte conceaveth it reaſonable. That whereas the Gardians have putt in ſecuritie for ye payment of three hundred and twentie pownde, meaninge in Tobacco at three ſhillings p̄ pownde, Conſideringe yt is not fitt yt the ſtock of the Children ſhould reſt ſo longe in theire hands to be paid in Tobacco, wch then we know not of wt valwe it may be, The Courte conceaves it reaſone yt the Gardians doe putt in ſecuritie for the true payment of halfe the value of their ſecurtie bondes to be paid in lawfull money of *England* wch is agreeable and accordinge the prayſinge of the goodes

Whereas at the requeſt of Mr. *John Gill*, who hath been ymployed hither into this Countrey divers tymes in neceſſary ſupplies for ye Countrey & doth heere in Courte p̄miſe to plante heere and to bringe in ſervants for yt pourpoſe, The Courte for his better Encouragement doth graunte him he ſhall have his freedom graunted him.

Whereas by reaſone of the caſualties happeninge to the Orphants of Mr. *Richard Buck*, There doth and often may fale owt divers varyances between the Overſeers and the Gardians of ye ſaid Mr. *Buck*, and dangers of loſs of the ſtock to ye orphants, The overſeers have moved the Courte that both for theire eaſe And the gardians And the good of the Orphants That they make Agreement wth the Gardians for a Certen number of Cattle to be dlvd to the orphants at the ſeverall ages of twentie one yeers Accordinge as may be probabely ſuppoſed might ariſe vppon the increaſe. And becauſe that Agreement doth nott ſeeme prenciplie to agree wth the Lr̄e of the will, They deſire that their Actes may receave ſtrength by the approbatione of this Courte. *To wch the Courte doth willinglie Conſent* as findinge it the beſt and moſt convenieſt way for both p̄ties beinge made in yt manner as is p̄poſed in Courte by the ſaid Overſeers or Gardians.

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the XXth daye of *Aperell* 1626

A COURTE held the xxth daye of *Aperell* 1626 beinge
p̄ſent
Sr. *ffrancis Wyatt* Knight Gouernor &c Capt. *ffrancis Weſt* Capt *Roger Smith.*

Whereas Richard Biggs of *weſt & Sherley hundred* in *Virginia* late deceaſed did give & bequeath all his goodes and Chattells to *Sara Biggs* his wiefe and *Richard Bigs* his ſone, wch goodes beinge ſolde to the beſt valwe heere in *Virginia*, Amounteth, all Charges beinge

beinge deducted, To five thowzande five hundred and eighteene pownde of Tobacco, beſides two heicfors left heere in the Countrey. Wch ſaid Tobacco is now ſhipt abourde the good ſhipp caled the *Temperance* now bound for *Englande*, And is the full ꝑceeds of the ſaid goodes (as by the oath of the ſaide *Sara Biggs* taken in Courte Appeereth.

In regarde the full and entire moyetie of the ſaid Tobacco Accordinge to the trwe intent and meaninge of the ſaid *Richard Biggs* his will may come and Accrew to the ſaid orphant *Richard Biggs*. *The Courte doth order* that the ſaid *Sara Biggs* and *Samuell Sharpe* whom the ſaid Teſtator by woorde of mouth appoynted overſeer of his ſaid Will and Teſtament, ſhall enter into bounde of three hundred pownde lawfull money of *Englande*, That wthin two moneths next after it ſhall pleaſe god they ſhall arive in *Englande* They ſhall Take owt of the ꝑrogative Courte of *Canterbury* in *England* A letter of Adminiſtration, And within ſuch A reaſonable Tyme after they may make ſale of the Tobacco to bringe in a trew accompt of the ꝑceedes thereof in money into the ſaide ꝑrogative Courte. To ye ende the one moyetie thereof may redounde to the Orphante *Richard Biggs* ſone of ye ſaid *Richard Biggs* deceaſed.

Yt is ordered that whereas *Richarde Biggs* left a howſe and nyne Acres of lande wch by his laſt will & Teſtament he gave and bequeathed to *Sara Biggs* his wiefe and *Richarde* his ſone.

Yt is ordered that the ſaid *Sara Biggs* ſhall have the Gardianſhipp of the body and landes of the ſaide *Richard Biggs*. To be accomptable for the moyetie of the yeerly rent and ꝑffit thereof to the ſaid Orphant *Richarde Biggs* when either he ſhall come to the adge of twenty one yeeres or otherwiſe of yeers of diſcretion to Chouſe his Gardian.

Yt is ordered yt ſuch wearinge Cloathes as Mr. *John Bate* died ſeaſed of ſhallbe ſolde to the beſt Advantage wth A Trunck marked wth his owne marke Towardes the payment of his depts, *And whereas John Southerne* ꝑduceth in Courte one bill of dept vnder the hand and ſeale of Mr. *John Bate* for 70 pownde of Tobacco, And one bill of dept of *Nicholas Skinners* for 25 pownd of Tobacco *yt is ordered* yt *John Southerne* ſhall have Mr. *Bates* his trunck and thoſe things yt are therin (*vidt*) a Cloake, a Canvas dublett and one old Ruff bande in ſatisfactione of the ſaid two depts.

The XXVth of *Aperell* 1626

A COURTE held The xxvth of *Aperell* 1626 beinge
ꝑſent
Sr *ffrancis Wyatt* Knight Gouernor &c Capt *ffrancis Weſt* Capt *Roger Smith* Capt *Samuell Mathewes* Mr *William Cleybourne*.

Yt is ordered yt *George ffryer* ffaylinge in the fulfilling of his Covenents wth *Robert Wright* ſhall pay the Charge of his Impriſonment and one hundred and fyftie pownd waight of good mrchantable Tobacco for damages. And one hundred waight of Tobacco and & for three weekes woorke yt *Robert Wright* and his man did woorke wth *George ffryer*.

Mr. *Thomas Bunn* ſworne and examined ſayeth yt the bill by him ꝑduced in Courte for Phiſick and ſurgerie for *Andrew Waters* Mr *Richard Stephens* man is a trwe bill and dwe dept vnto him.

Yt is ordered yt *John Southerne* ſhall pay the ſaide bill to Mr. *Bunn* owt of Mr *Stephens* goodes.

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ffirſt day of *May* 1626

A COURT held the ffirſt day of *May* 1626, beinge
ꝑſent
Sr *ffrancis Wyatt* Knight Gourner &c Capt *ffrancis Weſt* Capt *Roger Smith*.

Yt is ordered yt Mr. *John how* ſhall give ſecuritie to *William Vpton* for ye payment of ſixtee pownd waight of ye beſt marchantable Tobacco at or before the xth of *November* now

now next enſwinge, *Provided* y^{t} yf it be proved y^{t} the dept of fitie two ſhillinges tenn pence hath beene formerly paide to *Robert Lee* Then M^{r} *how* to be frely diſcharged of and from the payment of the ſaid fixtie waight of Tobacco

Yt is ordered y^{t} whereas it apereth by a bill p̄duced in Courte y^{t} *Lwke Adin* is indepted to *Peeter Courtney* in the ſome of ſix pownde & fowerteene ſhillings, That the depts owinge by the ſaid *Lwke Eaden* in this Countrey beinge firſt paid, the ſaid ſix pownd fowerteene ſhalbe next paid owt of the remainder of his eſtate

Maye the 5th 1626

Nicholes Commyn ſworne and Examined before the Gouernor ſayeth that he was in place when *Thomas Hitchcok* did paye to M^{r} *Thomas Swifte* eight hundred pownd waight of Tobacco for y^{e} vſe of M^{r} *Treaſ* w^{ch} was in lewe of his ffredome, And fourther ſayeth y^{t} he harde when M^{r} *Swyfte* did tell M^{r} *Threar* that he had receved the Tobacco of *Thomas Hitchcok*

Martin Tourner ſworne and examined depoſeth as mutch as *Nicholes Comyn* hath vppon his oath depoſed.

VIIIth day of *May* 1626

A COURTE held the viiith day of *May* 1626 beinge p̄ſent

S^{r} *ffrancis Wyatt* Knight Gou^{r}no^{r} &c, Cap^{t} *ffrancis Weſt* Cap^{t} *Roger Smith* Cap^{t} *Samuel Mathewes* M^{r} *William Cleybourne.*

Whereas M^{r} *Henry Southey* arived in this Countrey in the good ſhipp caled the *Southampton Ano domni* 1622 wth his wiefe and ſix children and tenn ſervants *y^{t} is ordered* y^{t} his heyre *Henry Southey* ſhall have nyne hundred Acres of lande and to be taken in any place (not allready Choſen and taken vp) wth the aprobation of the Gou^{r}nor and Counſell.

Wheras Thomas Carter an old Planter hath aſſigned one hundred & ffiftie acres of lande to M^{r} *Richard Kingſmell* and his heyers *Y^{t} is ordered* y^{t} the hundred acres of lande due to the ſaid *Carter* for his p̄ſonall adventure beinge an old planter ſhall remaine to the ſaid M^{r} *Richard Kingſmell* & his heyres, as alſo one hundred Acres of lande more made over vnto him by Cap^{t} *Raphe Hamer* by an order of Courte dated the xxiijth of *January* 1624 w^{ch} ſaid two hundred acres of lande y^{e} ſaid *Richard Kingſmell* & his heyrs ſhall have added to his fformer Pattent of three hundred acres laide owt and begun to be planted by him at *Archers hope*, p̄vided that he ſeate and plant vppon the ſame betwixt this and the yeere of our lorde God 1630, or ells y^{t} it may be free for any other to take vpp the ſaid two hundred acres

Yt is ordered y^{t} *Sara Maycock* for fower ſervants brought over in the *Abigaill* 1622 vppon the Accompt of M^{r} *Samuell Maycock* ſhall have two hundred acres of lande to be taken vpp by her in any place not formerly Taken vpp.

John Southerne ſworne and examined ſayeth y^{t} *John Dyus* now deceſed, came vnto him this deponent and requeſted him for to make him a bill for fortie ſix ſhillings eight pence w^{ch} M^{r} *Richarde Buck* miniſter deceſed did owe him, at whoſe requeſt this deponent did wright the ſaid bill for him, And further this deponent ſayeth y^{t} *John Dyus* when he had the Bill went wth it to M^{r} *Bucks* to have his hande vnto it, & p̄ſently after the ſaid *John Dyus* cam back againe to this dep̄ts howſe and then requeſted him to keepe the ſaid bill vntill he cam to Towne againe, ſayinge y^{t} he had come at M^{r} *Bucks* howſe but could not ſpeeke wth him

John Jackſone beinge one of the Gardians of M^{r} *Bucks* Children affirmeth y^{t} he hath ſeene the ſaid *John Dyus* about M^{r} *Bucks* cattle in the penn but what woorke he did vnto them he knoweth nott, but he well knoweth y^{t} he was one that did drench and looke

looke to cattle about the Towne, & further he fayeth y^t he harde *Mary landman* faye y^t ſhe harde *John Dyus* fay y^t M^r *Buck* did owe him ſome money

Yt is ordered y^t ſeeinge M^r *Thomas Swynhow* is dead, and M^r *Smallwood* in no waye p̄pared to pallizado Doctor *Pott* his howſe according to M^r *Swynhow* his Covenents y^t M^r *Smallwood* ſhall pay to Doctor *Pott* towardes the pallizadoinge of the ſaid howſe one hundred pownd waight of good marchantable Tobacco.

Yt is ordered y^t *Addam Dixſone* ſhall have for y^e tranſporte of him ſelfe *Agnes* his wiefe *Elizabeth* his daughter & *John Martin* his ſervant As apereth by the liſt of the paſſengers for the *Margarett and John*, two hundred acres of lande in any place not allredie taken vpp. p̄vided y^t he ſeate and plant vppon the ſame w^thin ſeaven yeers, or ells it ſhalbe free for any other to take vpp y^e ſame

Yt is ordered y^t M^r *Thomas Horwood* havinge one hundred acres of land dwe to him for the Tranſportō of him ſelfe and a man ſervante named *Jo: Allen* into this Countrey ſhall have the ſaid one hundred acres of lande ſcytuate and beinge w^thin the mouth of *Blunt poynte* Creeke & bounded Wefterly one the ſaid *Blunt poynt* Creeke & Eaſterly one a branch of the ſaid *Blunt poynt* Creeke (beinge a neck of lande & y^e whole hundred Acres of lande to [be] meaſured and bounded between the ſaid Creeke & the branch of the ſaid Creeke, *Pro:* [*provided*] y^t he plant y^e ſaid lande w^thin ſeaven yeares next after the date hereof

James Porter ſworne and Examined ſayeth y^t *Edward Eade* did covenant to ſerve M^r *Robert Gyer* five yeers in *Virginia* & bound him ſelfe ſervante by takinge of ſix pence in money of M^r *Gyer* to p̄forme the ſaid tyme of ſervice

M^r. *Robert Gyer* ſworne and examined ſayeth y^t y^e tyme of y^e begininge of *Edward Eade* his five yeers ſervice was to beginne at our La: day now laſt paſt before the date hereof, and therevppon he gave the ſaid *Edward Eade* ſix pence to bind him ſervante

Yt is ordered y^t S^r: *ffrancis Wyatt* Knight Gou^r^n^r &c ſhall have five hundred acres of lande to him and his heyres for ever dwe vnto him for y^e Tranſpotacion of tenn ſervants, and ſcytuated about a myle belowe *Waters* Creeke towards y^e land of *newports news* & abuttinge eſterly one A greate oake aboute a quarter of a mile diſtant from y^e lande of *morice Thompſon* and thenc extending weſterly alonge the banke of the river two hundred and ffyftie pole & bordering futherlie vppon the maine river & northerly vppon the maine lande, *Provided* y^t he plant y^e ſame w^thin ſeaven yeers next after y^e date herof

Yt is ordered w^th the Conſent of the Courte y^t M^r *W^m Cleybourne* ſhall take vpp five hundred acres of lande ſcytuated towardes the head of *blunt poynte* River and abuttinge ſoutherly one the land of *John Baynum* & extendinge northerlie two hundred & fiftie pole towards the head of the ſaid river p̄vided y^t he plant the ſame w^thin ſeaven yeers next after the date heerof

Yt is ordered y^t *James Parker* for y^t he hath been heertofore a well wiſher to this Colony in bringinge over neceſſarie comodities and ſervants into this Countrey as alſo that he hath p̄miſed to Contynew the like his loue and affectione to this Colony ſhall have his freedome granted him.

Yt is ordered y^t *John Southerne* ſhall have for y^e Tranſportinge of a man ſervant in the *George Ano domñi* 1622 named *William Soane* ſhall have ffyftie Acres of lande to be taken vpp in any place not allready taken vpp, p̄vided y^t he plant vppon the ſame w^thin this ſeaven yeers next enſwinge the date heerof w^ch land tenn acres therof is to be taken vp in *James Cyttie* Iſland & 40 acres at *blunt poynte*

Abraham Porter ſworne and examined ſayeth y^t he cam to ſerve M^r *Buck* in *decembe Ano dñi* 1622 and ſayeth after this deponents Cominge to M^r *Bucks* ſervice *John Dyas* did drench M^r *Bucks* cattle, M^r *Buck* beinge then livinge

Yt is ordered y^t M^r *Richard Kingſmell* overſeer to M^r *Bucks* will ſhall pay to S^r: *ffrancis Wyatt* Knight gouernor &c fortie ſhillings lawfull *engliſh* money for a dept dwe to *John Dyas* from M^r *Buck* deceſed

A Court Book

begune the xxviijth daye of *July* 1626

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the 28th daye of *Julye* 1626

A COURTE held the 28th daye of *Julye* 1626
ꝑſent
S^{r}: *George Yardley* Knight Gove[rnor &c] Cap^{t} *Weſt* Doctor *Pott*, Cap^{t} *Smith*, Cap^{t}. . . . and M^{r} *William Claybourne* Secr

1 *Yt is ordered* y^{t} there be a ꝓclamatione publiſhed that vppon the arivall of any ſhipp or ſhipps none doe goe aboard before ſome that are eſpecyally authorized have been abourde, leaſt y^{t} by any forraine Enemy (w^{ch} we muſt now daylie expect) there be ſome Surpryſe wherby there may be much danger and inconvenience happen to the Colonye

2 Alſo that there be a Proclamatione publiſhed to enioyne all maſters of ſhipps not to breake boulke before they come to *James Cyttie*, wthowt ſpecyall leave from the Gouernor & Councell to that purpoſe.

3 *Yt is ordered* that a Comiſſione be granted to Cap^{t}. *John Stone* to trade wth thoſe Indyanes one the *Eaſterne ſhore* w^{ch} Cap^{t} *Epps* ſhall enforme him to bee our freendes, eyther for Corne furrs or any other Comodities, ꝓvided he exceede not the ordinance rate for Corne

4 *Yt is alſo ordered* y^{t} a ꝓclamatione be ſent to every Plantatione that the Comander and Church wardens therof do take a liſt of the names of men women and Children in theire feverall ꝑiſhes, And do ſee y^{t} the ſervice of God be dewly ꝑformed and yf any be fownd delinquent to be puniſhed accordinge to the ſtatute in y^{t} caſe ꝓvided by y^{e} general Aſſembly.

5 And that whoſoever cometh wthowt his armes fixed and in good order ſhall receave the like puniſhment as yf he had ſtaide awaye, And that every m^{r} of a familie cale his people together to prayer twyſe or once a daye at the leaſt, And that a liſt of all delinquents be given vpp to the Gouernor & Councell at every quarter Courte

6 *Yt is ordered* y^{t} a proclamatione be renewed concerninge privatt parley wth the Indyans.

7 *Yt is ordered* y^{t} the proclamatione againſte drunkenneſs and ſwearinge be renewed, and that two ſworne men be choſen in every Plantatione to give informatione of ſuch as ſhall offende that they may receave puniſhment accordinge to the act of y^{e} generall aſſembly, And alſo that the Comander of every Plantation be very carefull that no ꝑſone of evill Government do buy any great quantitie of wyne, or yf they ſhall ſoe have done wthout his knowledg and comitt any diſorder Then ſhalbe lawfull for him to take it from them and to cawſe them ſpende it more moderately

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the 7th & 8th dayes of *Awguſte* 1626

A COURTE held the 7th & 8th dayes of *Awguſte* 1626 being
ꝑſent
S^{r}. *George Yardley* Knight Gou^{r}no^{r} &c Doctor *Pott*, Cap^{t} *Smith*, Cap^{t} *Mathews*, M^{r} *Abraham Perſie*, Cap^{t} *Tucker*, M^{r} *W^{m} fferrar*

1 *Yt is ordered* y^{t} no planter ſhall remoue from y^{e} plantatione wherone he is ſeated, To ſeat himſelfe vppon any other wthowt ſpecyall order from the Governor and ſome

ꝑte

p̄te of y^e Councell vppon penaltie and forfeeture of 300^li waight of Tobacco to be paide into the publique Treafury, and to retourne and feat himfelfe againe uppon his former Plantatione yf the Gouernor & Counfell fhall thinke it fitt.

And that no p̄fone vppon any p̄text or couler of his owne privat occafiones fhall abfent him felf from his plantatione w^thowt confent and approbatione of the Comander of the Plantatione vppon paine and forfecture of 25^li of Tobacco for every 24 howers abfence

2 *Wheras John Joyfe* fervant to Enfigne *ffrancis Epps* havinge lately runne away from his m^r, who caryed away w^th him two Snaphance peeces w^th powder and fhott, together w^th a canow w^ch in like manner he ftole away from *Symon Sturgis* (was heere attached at *James Cyttie*) and beinge brought before the Gouernor and Councell (after) dwe examinations of the caufe of his fo runninge Awaye yt apereth by the Teftimony of *Grevell Pooly* minifter and *Symon Sturgis*, The faide *John Joyfe* had noe iufte caufe (eyther by Corectione, want of victualls or any other caufe) wherof he hath Complayned, but that this Acte of his hath p̄ceded from a ftubourne and ill defpofitione of him felfe, and not by any iuft ocafione offered by his m^r *Yt is thervppon ordered* y^t y^e faide *John Joyfe* for this his offence fhalbe feverely whipt, and to receave thirty ftripes, and fhalbe retourned vpp againe into the hands of his m^r, and fhall ferve owt his tyme w^th him (and halfe a yeere more) At the expiratione wherof, his m^r fhall deliver [him] to the Gouernor and Councell to ferve the Colonye at the difpofinge of the Go^rnor and Councell for five yeers (or as they fhall otherwyfe determine therof

3 *Yt is fourther ordered* that there fhalbe inferted into the Proclamatione to be fent downe to *Kickotan* againfte breakinge bulke, That no p̄fone w^tfoever fhall putt awaye any fervants that fhalbe Tranfported over, before the Gouernor and Councell are firft made acquainted therw^th

4 *Yt is ordered* that a Comiffione be graunted by the Gouernor to Cap^t *Tucker*, That vppon the arivall of any fhipp or fhipps, He fourthw^th man owte a light fhallopp fitted w^th mafte fayle and Oares w^th a fufficient number of good fhott and fo to goe fourth as farr as *poynt Comfort* or fourther fo that he do not engage himfelf & his compeny but allways to keepe the winde of them, till he hath made a full difcovery of them, And yf they proue Enemyes, Then he fhall retourne w^th all fpeede, and give the Alarm to the Plantatione that they may p̄vide for theire owne fafety (yf ffreende) Then to go abourde and publifh fuch proclamationes & inftructions as he fhall receave from the Gouernor and Councell.

5 *Yt is ordered* that the Gouernor w^th his beft conveniency fhall give Comiffione to fome Sufficyent man in every Plantatione for the Comande and Gouernment therof

6 *Yt is ordered* y^t the Proclamatione againfte drunckennes and fwearinge fhalbe in force accordinge to the act of Affembly w^th an aditione of gevinge bonde to the good behaviour.

7 *Yt is ordered* y^t wheras the Gouernor is to take a generall mufter throwowt the Colony Accordinge to the directions of the Lor̄s of his Ma^ties moft Honble privie Councell, That y^e Gouernor fhall fupplie him felfe in all places goinge vpp and downe w^th a fufficyent number of men & boates

8 *Yt is ordered* that an order be fent to y^e Comander of every Plantatione y^t accordinge to the Acte of y^e late Generall Affembly fome decent howfe or fittinge roome be erected and builte for the fervice of God in theire feverall Plantac̄ons and y^t it be fequeftered for that purpofe only and not for any other vfe or purpofe w^tfoever, Likewife y^t a place be ftronglie paled or fenced in for the buriall of the dead And thefe things to be carefully Accompliffhed in all places by our lady day now next enfwinge, And for default therof every Plantatione to paye five hundred pownde waight of Tobacco to the publique Threafurer

9 *Yt is ordered* y^t accordinge to another act of y^e late generall affembly, There be an vniformitie in our Church kept as neere as may be to the Canons of *Englande* both in fubftance and Circumftance, and y^t all p̄fones yeeld dew obedience to them vppon paine of Cenfure

10 *Yt is ordered* accordinge to another Acte of y^e^ late generall aſſembly, That the xxii^th^ day of *march* be yeerly Solemnized as holydaye and all other hollidays, except when there fale two together betwixt the ffeaſt of the Annuncyation of the Virgin *Mary* and Sct. *Michell* the Arkeangell, then but one to be kept in regard of our neceſſities.

11 *Yt is ordered* y^t^ yeerly after every harveſt when the miniſter is to receave his meanes of his ꝑiſhioners that all men do bringe ſuch payments as the[y] are to make vnto him, to the Comanders howſe of the Plantatione who ſhall ſee y^t^ y^e^ ſame ſhalbe of the beſt ſorts, or otherwyſe y^e^ ſame to be burnte before theire faces and the ꝑtie forced to paye of the very beſt

12 *Yt is ordered* accordinge to an Act of y^e^ late generall Aſſembly y^t^ there ſhalbe Courtes kept monthly at *Charles hundred* and *Elizabeth Cyttie* for the determinge of pettie controverſies not excedinge the valwe of 200^li^ of Tobacco and for puniſhinge of pettie offences (w^th^ reſervatione of appeal after ſentence, To the Gouernor & Councell and whoſoever ſhall appeale and ſhalbe there caſte in ſuite, ſhall pay duble damages, Sentenc to be geven in thoſe Courtes by the maior [major] ꝑties.

Comiſſioners nominated for *Elizabeth Cyttie* Courtes

Cap^t^ *Tucker*, Cap^t^ *Martin*, M^r^ *Jonas Stogden* Liv^t^ *Purfrey*, M^r^ *Edward Waters*, M^r^ *John Baynam* M^r^ *Salforde*

Comiſſioners for the vpper ꝑtes,

M^r^ *William Ferrar* M^r^ *Thomas Pawlett* Enſigne *Epps* Enſigne *Chaplen* M^r^ *Cawſey*, *Thomas harris*

13 *Yt is ordered* y^t^ the monthlie Courtes to be kept aboue *Perſies hundred*, ſhalbe kept at the diſcretione of M^r^ *W^m^ fferrar* one of his Ma^ties^ Councell of ſtate either at *Jourdens Journey* or *Sherley hundred*

14 *Yt is ordered* y^t^ accordinge to the Act of the late generall aſſembly, That no man goe or ſend abroade either vppon ffowlinge, ffiſhinge or otherwyſe w^t^ſoever w^th^out a ſufficyent ꝑtie of men well armed and ꝓvided of munitione, vppon penaltie of vndergoinge ſevere Cenſure of puniſhment by the Gouernor and Councell.

15 *Yt is ordered* accordinge to the ſaide Aſſembly that no man in the Colony goe owt to his woorke & labor w^th^owt theire armes & a Centinell vppon them

16 *Yt is ordered* accordinge to the ſaid generall aſſembly that the Comander of every Plantatione, take care that there be ſufficyent of powder and munitione w^th^in y^e^ Plantatione vnder his Comande and theire peeces fixt and theire armes Compleate.

17 *Yt is ordered* y^t^ there be dwe watch kept by nyght in all places and Plantationes throwowt the Colonye The neglect wherof to be puniſhed at the diſcretione of the Comander

18 That no Comander of any Plantatione do either himſelfe or ſuffer others to expend powder vnneceſſarilye in drinkinge Entertaynments or the like vppon paine of vndergoinge ſuch Cenſure as by the Gouernor and Councell ſhalbe inflicted, And the Comander to give informatione to y^e^ Gouernor and Councell of all ſuch as ſhall therin ofende, vppon penaltie of beinge Cenſured by the Gouernor and Councell him ſelfe

19 *Yt is ordered* y^t^ the whole Bodie of the Councell ſhall meete together at *James Cyttie* for the managing of the Publique ſervice of the Colony, quarterly as followeth (*vidl^t^*) The *monday* ſenight next after the ffeaſte of Sct *Michell*, The *mondaye* ſenight next after the feaſt of the nativitie of *Chriſt*, The *monday* ſenight next after the Añcyatione of the Virgin *Mary*, And y^e^ *monday* ſenight after y^e^ feaſt of Sct *John Baptiſt*

And yf any of the Councell ſhall heerin make default that then he ſhall paye for ſuch his defaulte 300 pownd waight of Tobacco, except it be vppon ſuch lawfull excuſe as by the Gouernor and maior ꝑte of the Counſell ſhalbe approued

20 *Yt is alſo ordered* y^t^ wheras in regard of divers greate inconveniences y^t^ have befalñe us, by the ingroſinge of Comodities and by greate quantetie of wyne and ſtoringe drincke

drincke ſold into the handes of ſuch as have not gouernment to vſe it, And y^{t} by reaſon it hath been left free for every man to buy what quantetie he thought good himſelf, To the end we may avoide theſe and many other inconveniences w^{ch} the whole Colony doth ſuffer by ſuch confuſione and irregular buyinge vpp of Comodities into a fewe mens handes, wherby the more p̄te of the Colony is left vnfurniſhte, There ſhall therfore in every Plantacione be one ſufficyent man Choſen as marchant or factor to deale and buy for all the People dwellinge in the ſame Plantatione, The ſame goodes ſo by him bought To be by the Comander and Chieffe of the Place equally devided to all as neere as may be, to the furniſhinge of every p̄ticuler p̄ſone (And that this may be the better p̄formed) *Yt is ordered* y^{t} none of thoſe Choſen men do deale or buy any Comodities, vntill all or the more p̄te of them, be vppon the arivall of any ſhipp or ſhipps, Aſſembled heere at *James Cyttie*, wheras vnderſtandinge w^{t} p̄portione of goodes is arived to be ſolde, They may Accordinglie p̄vide for the furniſhinge of ſuch people as have put them in truſte to buy for them.

21 *Yt is further ordered* y^{t} there be a Proclamatione publiſhed throwowt the Colony, That noe p̄ſone w^{t}ſoever (vnles thoſe Choſen p̄ſones) ſhall goe abourde any ſhipp or ſhipps arivinge in this Colonie wthowt leave of the Gouernor or any two of the Councell vppon paine of Cenſure, nor to bring any Comodities w^{t}ſoever either abourde or aſhore vppon penaltie to forfect the goodes ſoe bought and to pay 500^{li} waight of Tobacco into the Publique Treaſurye

22 *Yt is alſo ordered* y^{t} vppon every holiday y^{t} is to be kept and Solemnized as holiday The Comander of every Plantatione do drawe his men togeather in Armes and do exercyſe and drill them, wherby they may be made the more fitt for ſervice vppon any occaſione

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xiiijth of *Awguſt* 1626

A COURTE helde the xiiijth of *Awguſt* 1626 beinge
p̄ſente
S^{r} *George Yardley* Knight Gouernor &c., Docter *Pott*, Cap^{t}. *Smith*

1 *Iſmaell hills* ſworne and examined ſayeth y^{t} one *Sonday* laſte was ſenighte in the afternoone he harde *Martin Tourner* ſaye that yf he died or that any other miſchance did happen vnto him, That *Rice Watkins* ſhould have all the eſtate and goodes he had in *Virginia*.

George Bourcher ſworne and examined ſayeth y^{t} about a moneth agoe he beinge at M^{r} *Menefres* forge, harde *William Carter* ſervant to M^{r} *Menefrey* tell *Martin Tourner* y^{t} M^{r} *harmer* was there and would have had *Martin Tourners* bed awaye, To w^{ch} *Martin Tourner* replide, to *William Carter, lett not M^{r}* Harmer *or any man ells have my bedd owt of the howſe for where I woorke they ſhall finde me lodginge, But yf I die I do give it thee*

2 *Yt is heervppon ordered*, that *Rice Watkins* ſhall take a trwe Inventorie of *Martin Turners* goodes & eſtate and p̄ſent it into the Courte, And y^{t} if after ten days notice *Martin Tourner* be not harde of, he ſhall have A letter of Adminiſtratione granted him for y^{e} ſame

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XXIth of *Awguſt* 1626

A COURTE held at *James Cyttie* the XXIth of *Awguſt* 1626 beinge
p̄ſent
S^{r} *George Yardeley* Knight Gouernor &c Cap^{t} *Weſt*, Doctor *Pott* Captaine *Smith* M^{r} *William Cleybourne*, Secr

1 *Yt is ordered* y^{t} whereas *Thomas ffarley* gent contrary to y^{e} late Act of the generall aſſembly hath abſented himſelf from Cominge to Church vppon the *Saboth* day for the ſpace

ſpace of three moneths, as appeareth by the Teſtimony of Mr *James hickmote* one of the Church wardens, And as the ſaide *Thomas ffarley* him ſelf hath confeſſed *yt is hervppon ordered* yt the ſaid *Thomas ffarley* for that his offence ſhall paye one hundred pownd waight of Tobacco into the Publique Treaſury, wch ffine in ſome p̄te is mittigated in regarde of ſome occaſiones by him alleadged. But whereas it is alleadged againſte him that *Richarde Tree* one of the Churchwardens alſo, that he wilbe redie to iuſtifie againſt him that he hath vppon the *Saboth* daye been huntinge of hogs in *James Cyttie* Iſland (wch beinge iuſtly proved againſte him) yt is thought fitt yt he paye the full fine of the penaltie of the generall aſſembly in that caſe made & p̄vided.

John Jackſone ſworne and examined ſayeth yt ye will of Mr *Thomas Allnutt* wch was written in a booke and p̄duced in Courte this daye was the trwe will of Mr *Allnutt* as himſelf confeſſed to this deponent

Mary landman wydow ſworne and examined ſayeth and depoſeth as much as *John Jackſon* hath formerly depoſed

Upon the oathes of *Cuthberd Peerson, Elizabeth Moorecock* and *Iszabell Bridgwater*

2 *Yt is ordered* yt whereas it appereth by theire ſeverall Teſtimonies, That *Thomas Jones Robert Hutchinſone* and *John Oſbourne* had ſeverally diſordered and miſdemeaned themſelfs in drincking and quarellinge and other abuſes at vnlawfull and vnſeaſonable howers of the night, To the diſturbance of the whole plantatione they ſhalbe punifhed and fined accordinge to the late Act of the generall Aſſembly in that caſe made and p̄vided. *And it is fourther ordered* yt they and every of them ſhall give in bonde of fortie pownd apeece wth ſufficyent ſecuritie to the good behaviour between this and the next courte daye beinge the xxviijth day of this moneth of *Awguſt.*

3 *Whereas Richarde Allford* was warned by the p̄voſt marſhall on *Saturday* the 19th of *Awguſt* to appeere before the Gouernor and Councell this p̄ſent Courte daye to anſwere to ſuch matters as by *Robert Marſhall* ſhould be alleged againſte him (wch the ſaid *Allforde* hath nott donne, *yt is ordered* he ſhall paye for that Contempt 20li of Tobacco

Ellmer Phillipps gent ſworne and examined ſayeth that he was in place when *Richarde Allforde* did acknowledge that he did owe *Robert Marſhall* xi dayes woorke wherof he p̄miſed to do the ſaid *Marſhall* 4 dyes woorke and to ſeale him a bill for the other vii dayes woorke, The bill beinge made and the ſaide *Richarde Allforde* required to ſeale the ſame, he refuſed to do it (ſayinge) Marſhall *ſhall com by it as he can*

Whereas John Heny gave bonde to the good behaviour in the tyme of Sr *ffrancis Wyatt* his Gouernment, & hath ſince, vppon the Teſtimony of Capt *ffrancis Weſt* Eſquire one of his Maties Councell of eſtate for *Virginia*, That the ſaide *John heny* hath ever ſince well demeaned him ſelfe Towardes our Soueraign lord the Kings Matie and all his liege people, *Yt is ordered* the ſaide *Heny* ſhall have vpp his bonde

Wheras ye Courte hath been enformed by Doctor *Pott* that *Thomas Wilſone* hath abuſed him ſelfe in drincke and beaten his wiefe, wch himſelfe confeſſed, The ſaide *Thomas Willſone* hath been ſett in ye ſtocks he beinge a Tenante and is to pay xxs for a ffyne, and to give bonde to the good behaviour and ſo to ſtand bound vntill the next quarter Courte and then vppon his good demeanor to be diſcharged

Wheras John Smith hath wrongfully accuſed Mr *Woollrige*, Mr *Bunn*, Mr *Horwood* and others *Yt is ordered* he ſhall aske them forgivenes heere in Courte, for theire ſatisfactione, And that after his tyme is expired with *ffrancis ſowler* then to give the ſaid *ffrancis ffowler* ſatisfactione for his owne dayes woorke, and his man & for the loſs of ye ſaid *John Smith* his owne days woorke, And after to ſerve ye publique for 3 moneths at the diſpoſinge of the Gouernor and Councill.

the xxiiijth of *Awguſt* 1626

A COURTE held the xxiiijth of *Awguſt* 1626 beinge
p̄ſent
S^{r}. *George Yardley* Knight Gouernor &c Cap^{t} *Weſte* Doctor *Pott*, Cap^{t} *Smith* M^{r} *William Claybourne*

1 *Yt is ordered* that wheras M^{r} *Weſtone* ys come vpp to *James Cyttie* he ſhall ſell 3000 of his ffiſhe heere, w^{ch} he hath p̄miſed to ſell at reſonable rates, Therfore in regarde the Proclamationes are not Publiſhed for the Chuſinge of Marchants and ffactors, yt is p̄mitted that ſuch as are deſirous to buy any of the ſaide ffiſhe, He may have leave to deale wth M^{r} *Weſtone*, Notwthſtandinge our orders to y^{e} Contrarie

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XXVIIIth of *Awguſte* 1626

A COURTE held the XXVIIIth of *Awguſte* 1626 beinge
p̄ſent
S^{r}. *George Yardley* Knight Gouernor &c Cap^{t} *Weſte* Doctor *Pott* Cap^{t} *Smith.*

1 *Yt is ordered* that wheras M^{r} *John Bourrows* deſireth to remove and ſeate himſelf vppon the neck of lande neere *James Cyttie* Chieflie for the keepinge and p̄ſervinge of the cattle dwe to *Marra Buck* dawghter of *Richarde Buck* Miniſter late deceaſed, he beinge gardian appoynted for the educatione and bringinge vpp of y^{e} ſaide *Mara Buck*, The Courte conceveth his requeſt very reſonable, *And therevppon it is ordered* that M^{r} *Bourrows* may remove him ſelf and ſeate vppon y^{e} ſaide neck of lande, p̄vided That the ſaide M^{r} *Bourrows* doth leave his plantatione of *Bourrows mounte* ſufficyently manned and ſtrengthned as by the Gouernor and Councell ſhalbe approved

See booke of Record fol. 1 & 2

2 *Wheras* by a Peticione p̄fered in Courte by S^{r} *George Yardley* Knight Gouernor &c in the behalfe of *Margrett Pelteere* wyddow as alſo by a Certificate vnder the hande of Alderman *lvmley* as alſo by a Teſtimonie vnder the handes of *Edward Webb* and *Thomas Gittins* clarke of *Sct Mary Stayninge* it apereth that *Abraham Pelteere* was not bounde apprentice to *Humphrey Raſtill* wherby he might lawfully diſpoſe of him, yet nevertheles he was bounde p̄ntice to the ſaid *Humphrey Raſtill* for vii yeers contrary to Juſtice and equitie, And afterwards was aſſigned and putt over to *John Haſſarde* by the ſaide *Raſtill* And againe by the ſaid *haſſarde*, putt over to *Robert Threſher* for the tearme of 4 yeers for the ſome of eight hundred pownd waight of Tobacco, whereof 650 was paide in hande as he affirmeth, now the Courte conceaveth that y^{e} ſaide *Raſtill* hath doune greate wronge to the ſaide *Abraham Pelteere* contrary to the agreement made wth his mother, as by the Teſtimony of Alderman *lvmliey* apeereth, *The Courte doth therfore order*, y^{t} the ſaide *Abraham Pelteere* be p̄ſently ſett free, And remaine at the diſpoſinge of S^{r}. *George Yardley* Knight Gouernor Accordinge to y^{e} Petiticione of his ſaide Mother, And the Tobacco paied by y^{e} ſaide *Robert Threſher* to *John haſſarde* may be recovered owt of w^{t}ſoever eſtate remaineth heere in this Countrey w^{ch} doth p̄perlie belonge either to the ſaide *Raſtill* or the ſaide *haſſarde*. To w^{ch} purpoſe a warrant ſhalbe ſent downe to Cap^{t} *Tucker* to ſequeſter the goodes of the ſaide *Raſtill* and *haſſarde* vntill fourther order be receved from y^{e} Gouernor & Councell.

And wheras the ſaide *Abraham Pelteere* hath ſerved y^{e} ſaide *Threſher* for one yeere, That there be deductione made owt of the goods of the ſaide *Raſtill* and *haſſarde*, w^{ch} ſhalbe given vnto the boy for his ſervice

At this Courte it is agreede betwixt y^{e} Inhabitants of y^{e} Corporatione of *James Cyttie* and M^{r} *George Meneſrie* as ffolloweth (*vidl^{t}*) That the ſaide M^{r} *Meneſie* as marchant Choſen for y^{e} ſaide Corporation, to deale and buy comodities for them when ſhippinge ſhall heere arrive, And that the ſaide Corporatione in lew and Satisfactione of that his paynes

paynes therein taken, ſhall allow Mr *Menefie* twelve ℔ cent, and this Mr *Menefie* hath vndertaken as marchant to ℔forme, till ye feaſt of ye Nativitie of our Saviour *Chriſt* now next cominge at wch tyme it ſhalbe free for either ℔tie otherwiſe to reſolve.

Thomas Phillips ſworne and examined ſayeth yt a little before *Chriſtmas* laſt paſt about the howers of 7 & 8 of ye Clock cominge from *powells hole* to *John Stones* howſe to his lodginge, mett wth a man laden wth a ſheete [canvas] of Tobacco vppon his neck, To whom this deponent caled but yt ℔tie made no anſweere, wheruppon this deponent ſtroke his hand vppon the ſheete and asked him (*what have you heere, a ffatt weather*) To whom ye ℔tie anſwered *it is nott foe good*, And ſo ye ℔tie went in ye path yt goeth towards *Henry Woodwards* howſe.

Fourther this deponent ſayeth yt he verily beleaveth yt by the voyce it was *Henry Woodward*, The rather for that he had beene formerly acquainted wth ye ſaid *Woodwarde* and doth verely beleeve it was *Henry Woodwarde*, and no other And fourther this deponent ſayeth that wthin 4 or 5 days after he mett the ſaide *Henry Woodwarde* neere vnto the ſame place wth a bagg of Tobacco vppon his back goinge towards his owne howſe, And fourther this deponent ſayeth, That the ſaide *Henry Woodwarde* hath been generally reported to be a ſtealer of corne and Tobacco in that Iſlande

Roger Webſter ſworne and examined ſayeth yt dwinge ye tyme yt *henry Woodwarde* was Tenant to ye ſocyetee and Compeny of *Suthampton hundred*, Mr *John Vtie* as officer there, fownd Certen Corne in ye Cheſte of the ſaide *Woodwarde* (wch he tooke from him as ſtolene) And as this deponent verily beleeveth to be trwe, And fourther ſayeth that about this tyme twelve moneth, *Henry Ellwood John Jackſone*, and *John Stone*, beinge all of them in the night in the howſe of the ſaide *Stone*, Adioyninge to the Corne grounde of this deponent, harde ſome bodie breakinge downe eares of Corne, And Cominge owt wth a dogg, The ℔tie ffledd and cam towards the howſe of *henry Woodwarde* The morninge ffollowinge, *Elliott* [*ſic*] and the reſt asked of *Woodwarde* yf he harde any bodie in the Corne that night, To which hee replied, that he harde no man, nor any noyſe in the Corne, ſoone after this deponent cominge to *henry Woodwards* howſe, *Woodward* told this deponent that there was one in the grounde the laſte night ſtealinge of corne, And that he was like to take him, but that he ran away towards the ſorte, And further this deponent ſayeth yt the ſaide *Woodwarde* is generally ſuſpected for a pillferinge fellow

Thomas Hitchcok ſworne and examined ſayeth, that he harde it generally reported by the Inhabitants of the Iſlande, That the ſaide *henry Woodwarde* hath been reported for a ffelonious and pillferinge fellow And this deponent ſayeth yt he tooke the ſaide *Woodwarde* at this deponents howſe at midnight in a darke raynie nighte, where this deponent demandinge of the ſaid *Woodwarde* what he made there, *Woodwarde* replied, *did you ſee my bitch*, and ſo went his waye

Enſigne *John Vtie* ſworne and examined ſayeth, that he hath ſuſpected the ſaid *Henry Woodwarde* he beinge under this deponents comande often tymes for ſtealinge of powder ſhott and Corne, & for the better approbatione thereof (ſayeth) That he knew not how the ſaide *Henry Woodward* ſhould trewlie Come by the ſame.

John Walton ſworne and examined ſayeth, That cominge to Sr *ffrancis Wyatt* knight late Gouernor for to obtaine a Comiſſione for a Vioage for *Canada*, And yt he might carye *Peeter Smith* and ſome others wth him, Sr *ffrancis* graunted him ffree leave, comandinge him to give Capt *Tucker* a liſte of the names of ſuch men as were to goe wth him, wch this deponent affirmeth he did.

3 *Yt is ordered* in Courte vppon the Peticione of Mrs *Joanne Paſſmoure*, wth ye free conſent of Capt *ffrancis Weſt* Eſquire Councellor of eſtate for *Virginia*, That *Thomas Paſſmoure* his executors and aſſignes ſhall have hold poſeſs and enioy the labor and ſervice of *Jeremy White* now in the ſervice and Couſtodie of ye ſaide *Thomas Paſſmoure* who is in lew and Satisfactione of a maide ſervant receved by Mrs *Margarett Weſt*, of & from the ſaide Mrs *Joane Paſſmoure*, vntill the firſt day of *december* wch ſhalbe in the yeere of our lorde God one thowſande ſix hundred and ſeaven [*ſic*] [19]

[19] The word "twenty" is evidently omitted. The date should be 1627.

4th of

4th of *September* 1626

A COURTE held the 4th of *September* 1626 beinge
ꝑſent
Sr. *George Yardley* Knight Gour̃nor &c Capt *Weſt* Doctor *Pott* Capt *Smith* & Mr *William Claybourne*

1 Vppon ꝓpoſitione & motione of Mr *William Claybourne* to this Courte, touchinge an aſſured way and meanes, he beleveth himſelfe to have invented for ſafe keepinge of any Indyans, wch he ſhall vndertake to keep for guides allways ready to be ymployed, and yt he hopeth to make them ſerviceable for many other ſervices for ye good of the whole Colony. The Courte thinketh it very reaſonable that he the ſaid *William Claybourne* ſhall for him ſelfe and his aſſignes dwringe the tearme of three yeers next enſwinge the date heerof, have holde and enioy all ye benefitt vſe and ꝓfitt of this his ꝓiect or inventione, *And it is heerby ordered* that no man of what Conditione ſoever wthin the lymitts of the firſte Suthern Colony of *Virginia*, ſhall make vſe of or ymploye any Indyan or keepe them after the ſame maner and forme, as he the ſaide *William Claybourne* hath now ꝓiected and invented, vppon the fforfecture of fower hundred pownde waight of Tobacco for every Indyan wch any ſhall ſoe kepe or make vſe of

ꝓvided that this inventione be ſuch and in ſuch wyſe as it hath never beene uſed in the Colony heertofore. And further wheras there is one Indyan lately come in vnto us, We doe give and ſett over vnto the ſaide *William Claybourne* the ſaide Indyan, for his better experience and tryall of his inventione. Neuertheles yt is not ꝓhibited to any man to vſe any other way or meanes for the kepinge of Any Indyan wch they ſhall attaine vnto

Finis Curiae

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the XIth of *September* 1626

A COURTE held the xith of *September* 1626 beinge
ꝑſent
Sr *George Yardley* Knight Gouernor &c Capt *Weſt* Doctor *Pott*

1 Livt *Gieles Allingtone* ſworne and examined ſayeth, That he harde Sargeant *Booth* ſaye yt he was croſte by a woman and for a twelve months ſpace he havinge very fayre game to ſhute at, yett he could never kill any thinge but this deponent cannot ſay yt it was good wiefe *Wright*. Fourther this deponent ſayeth, that he had ſpoken to good wiefe *Wrighte* for to bringe his wiefe to bed, but the ſaide goodwief beinge left handed, his wiefe deſired him to gett Mrs *Graue* to be her midwiefe, wch this deponent did, and ſayeth yt the next daye after his wiefe was delivered, the ſaide goodwiefe *Wright* went awaye from his howſe very much diſcontented, in regarde the other midwiefe had brought his wiefe to bedd, ſhortlie after this, this deponents wiefes breſt grew dangerouſlie ſore of an Impoſture and was a moneth or 5 weeks before ſhe was recovered, Att wch tyme This deponent him ſelfe fell ſick and contynued the ſpace of three weeks, And further ſayeth yt his childe after it was borne fell ſick and ſoe contynued the ſpace of two moneths, and afterwards recovered, And ſo did Contynue well for the ſpace of a moneth, And afterwards fell into extreeme payne the ſpace of five weeks and ſo departed.

Rebecka Graye ſworne and examined ſayeth That good wief *Wright* did tell her this deponent That by one Token wch this deponent had in her forehed ſhe ſhould burye her Huſbande, And fourther ſayeth yt good wiefe *Wright* did tell this deponent yt ſhe told Mr *ffellgate* he ſhould bury his wiefe (wch cam to paſs) And further this deponent ſayeth yt goodwiefe *Wright* did tell this deponent, That ſhe tolde *Thomas Harris* he ſhould burie his firſt wiefe being then bethrothed vnto him (wch cam ſo to paſs) further this deponent ſayeth yt goodwiefe *Wright* did tell her that there was a woman ſaid to her

(I

(*I have a crofs man to my huſband*) To whom good wiefe *Wright* replide (*be content*) *for thow ſhalte ſhortlie burie him* (wch cam ſo to paſs)

Thomas Jones ſworne and examined ſayeth, that Sargeant *Booth* told him yt good-wiefe *Wright* would have had ſom what of him, wch the ſaide Sargeant *Booth* either would nott or could nott give her, and as this deponent thinketh it was a peece of ffleſh, And after the ſaid Sargeant *Booth* went foorth wth his peece, and cam to good game and very fayre to ſhoote at, But for a longe tyme after he could never kill any thinge.

Robert Wright ſworne and examined ſayeth that he hath beene maried to his wiefe ſixteene yeers, but knoweth nothinge by her touchinge the Crime ſhe is accuſed of

Daniell Watkins ſworne and examined ſayeth yt about *february* laſt paſt, this deponent beinge at Mr *Perryes* Plantatione Ther was *Robert Threſher* who had a cowple of henns pourpoſinge to ſend them over to *Elzabeth Arundle* And good wiefe *Wright* beinge there in place, ſaide to *Robert Threſher, why do you keepe theſe henns heere tyed vpp, The maide you meane to ſend them to will be dead before the henns come to her.*

Mrs *Iſabell Perry* ſworne and examined ſayeth that vppon ye loſinge of a logg of light wood owt of the fforte, good wiefe *Wrighte* rayled vppon a girle of good wiefe *gates* for ſtealinge of the ſame, whervppon good wiefe *gates* Charged the ſaid good wiefe *Wright* wth witchcrafte, And ſaid that ſhe had done many bad things at *Kickotan*, wherevppon this Examinate Chid the ſaide Good wiefe *Wright*, And ſaid vnto her, *yf thow knowſt thyſelfe Cleare of what ſhe Charged thee, why doſt thow not complaine And cleare thyſelfe of the ſame*, To whom good wiefe *Wright* replied, *god forgive them*, and ſo made light of it, And the ſaid good wiefe *Wright* Threatened good wiefe *Gates* girle and told her, that yf ſhe did nott bringe the light wood againe ſhe would make her daunce ſtarke naked and the next morninge ye lightwood was founde in the forte.

And further ſayeth yt *Dorethie Behethlem* asked this Examiñt why ſhe did ſuffer good wiefe to be at her howſe, ſayinge ſhe was a very bad woman, and was Accompted a witch amoungſt all them at *Kickotan*

And fourther this deponent [ſayeth] yt good wiefe did tell her yt when ſhe lived at *hull*, beinge one day Chirninge of butter there cam a woman to the howſe who was accompted for a witch, wherevppon ſhe by directions from her dame Clapt the Chirne ſtaffe to the bottom of the Chirne and clapt her handes acroſs vppon the top of it by wch means the witch was not able to ſtire owt of the place where ſhe was for the ſpace of ſix howers after wch time good wiefe *Wright* deſired her dame to aske the woman why ſhe did not gett her gone, whervppõ the witche fell downe on her knees and asked her forgivenes and ſaide her hande was in the Chirne, and could not ſtire before her maide lifted vpp the ſtaffe of the Chirne, wch the ſaide good wiefe *Wright* did, and the witch went awaye, but to her ꝑſeverance [perception] ye witch had both her handes at libertie, and this good wiefe *Wright* affirmeth to be trewe. Fourther Mrs *Pery* ſayeth yt good wiefe *Wright* told her, that ſhe was at *Hull* her dame beinge ſick ſuſpected her ſelfe to be bewiched, and told good wiefe *Wright* of it, wherevppon by directione from her dame, That at the cominge of a woman, wch was ſuſpected, to take a horſhwe and flinge it into the oven and when it was red hott, To fflinge it into her dames vrine, and ſo long as the horſhwe was hott, the witch was ſick at the harte, And when the Irone was colde ſhe was well againe, And this good wiefe *Wright* affirmeth to be trwe alſoe

Alice Baylie ſworne and examñd ſayeth that ſhe asked good wief *Wright* whether her huſbande ſhould bury her, or ſhe burye him To whom good wiefe *Wright* anſwered, *I can tell you yf I would, but I am exclaimde againſt for ſuch thinges and Ile tell no more*

2 *Richard Peerce* beinge queſtioned about a calfe wch he kild wch did belonge to the ſtock of Mr *Woodall it is ordered* yt he ſhall at ye next ſpringe at Calvinge tyme deliver another bull calfe weanable in lew of the other.

Yt is ordered yt Mr *John Vpton* ſhall paye *Richarde Tree* two barells of Corne, and Mr *Vpton* to make his beſt of the Corne he bought of *Richard Tree* being now ſtandinge in the grounde

xijth of

xijth of *September* 1626

A COURTE held the xijth of *September* 1626 beinge
p̄ſent
S^{r}. *George Yardeley* Knight Gouernor &c Cap^{t} *Weſt* Doctor *Pott*, Cap^{t} *Smith*

1 *William Streets* ſworne and examined ſayeth that at his beinge at *Kinſalle* it was generally reported, that Cap^{t} *Dowſe* kept compeny wth one *Charitie lovell* the wiefe of *Troylus lovell* dwellinge in *Kinſalle* at the ſigne of the plume of feathers, and y^{t} ſome two days after they arived there he cam away wth her into ſome other p̄tes of *Irelande* And caried away wth him all w^{t}ſoever he had, beeinge reported to be aboue the valwe of 500 pownde in money and left his wiefe ſo deſtitute of meanes, that had ſhe not been releeved by ſome marchants her ffrends in the Towne ſhe had not beene able to Subſiſte, And as M^{rs} *Dowſe* in Courte affirmeth ſhee is come over hither only by theire meanes and Charge

See book recordes fol: 6, 7, 8

Sergeant *Jones* and *Edward Whitbie* ſworne and exam̄d, affirme as much as *William Streets* hath formerly ſpoken.

John Thurleby gente ſworne and exam̄ed ſayeth y^{t} he this deponent and his p̄tner did buy as much Tobacco of Cap^{t} *Dowſe*, as cam to 300 pownde *ſterlinge* and vppwards in *Kinſalle* w^{ch} money was payde Cap^{t} *Dowſe* in *Kinſalle* by this deponents p̄tner named *Richarde Eady* of *Corke* marchante, fourther this deponent ſayeth y^{t} he hath taken the ſaide Cap^{t} *Dowſe* and *Charitie lovell* in bed together, This deponent Cominge into the Chamber demandinge (*who lyeth heere*) To whom Cap^{t} *Dowſe* replide (*myſelf and another man a freend of mine*) Wher vppon this deponent thruſte his hande into the bed and fownde it was Cap^{t} *Dowſe* and M^{rs} *lovell*, And further he ſayeth y^{t} Cap^{t} *dowſe* did cary her awaye wth him into ſome other p̄tes of *Ireland*.

Vppon the Teſtimonies before Taken concerninge Cap^{t} *Dowſe*, as alſo vppon a Teſtimoniall from *Kinſalle* vnder the handes of *Joſias ffarley Sufferanc Thomas Adderley* and *John Buckſoroe*, as alſo vppon a Letter from Cap^{t} *John Sacheverell*, as likewiſe that formerly Cap^{t} *Dowſe* gave vnder his hande and ſeale full power and Awthoritie to *Ana Dowſe* his wiefe to enioy all his goodes and eſtate in *Virginia*, in as ample manner as yf he himſelf were in place p̄ſent

2 *Yt is heervppon ordered* y^{t} a warrante be ſente downe to Cap^{t} *Tucker*, That all the goodes ſervants and eſtate w^{t}ſoever Cap^{t} *Dowſe* hath heere in *Virginia*, That there be an Inventory taken therofe and prayſd by three honeſt and indifferent men, And the ſaid Inventorie ſo taken and prayſed, To be ſent vpp to the Gouernor & Councell to *James Cyttie*, And the ſaide eſtate of w^{t} value ſoever to be delivered vpp to the ſaide M^{rs} *Ann Dowſe*, And by her to be diſpoſed of for her owne reliefe & maintenance

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XVIIIth daye of *September* 1626

A COURTE held the xviiith daye of *September* 1626 beinge
p̄ſent
S^{r}. *George Yardeley* Knight Gouernor &c Cap^{t} *Weſte* Doctor *Pott* Cap^{t} *Smith* M^{r} *William Claybourne*

1 *Ellmer Phillips* gent ſworne and examined ſayeth, that he beinge at *Jourdens Journey* at M^{r} *ffererrs* howſe, at the readinge of the Proclamatione for the cheaſinge a marchante for the buyinge of Comodities for every Plantatione, Sargeant *ſharpe* and *Richarde Taylor* diſliked the ſaide Proclamatione, And ſweringe many violent oathes (ſaide) *we are ffreemen and as ffree as S^{r}.* George Yardley *himſelfe*, And y^{t} they would goe abourde any ſhipp and buy Comodities them ſelves for theire owne vſe, for all that Proclamatione

John Crowdicke ſworne and examined ſayeth, That beinge at M^{r} *ffererrs* howſe when the

the ſaid Proclamatione was redd he harde *Richard Tayler* ſaye and ſwere y^t^ not w^th^ſtandinge the ſaide Proclamatione, yf he were at *James Cyttie* he would goe abourde and buy w^t^ Comodities he wanted, *for I am as ffree as any man in the Countrey*

Nathaniell Cawſey gent ſworne and examined ſayeth, That he beinge at that tyme in place, harde the ſaide *Richard Tayler* and Sargeant *ſharpe* ſpeeke woordes to the ſame effect as M^r^ *Phillipps* and *John Crowdick* have formerlic ſaide And fourther ſayeth that they were then overcome with drinke when they vſed thoſe wordes

2 *Wheras* M^r^ *William Horwood*, did putt Cap^t^ *John Stone* owt of the Poſſeſſione of one ℔te or moytie of a howſe in *martins hundred* w^ch^ the ſaid Cap^t^ *Stone* builte at his owne coſte and Charge and was therin ſeated by order from the Socyetie and Compeny of *martins hundred* *Yt is here vppon ordered* y^t^ the ſaide M^r^ *William Horwoode* ſhall paye to Cap^t^ *Stone* 250 pownde waight of Tobacco in lew and ſatisfactione thereof by the x^th^ day of *November* now next enſwinge

3. *Yt is ordered* y^t^ wheras there hath latelie been A Proclamatione publiſhed for the p̄ventinge of divers inconveniencies in buyinge ſellinge as other tradinge for ſuch Comodities as are brought into this Countrey, And likewiſe for the electinge and chouſinge of m^r^chants for every Plantatione, w^ch^ Courſe Notw^th^ſtandinge it was intended by this Courte for the generall good of the Colony (yett) it hath bredd greate murmerings & diſcontent both one the ℔te of the marchants, And of the People alſo, This Courte Therfore for divers reaſones and Conſiderations, hath thought ffitt, for the p̄ſent, to Condeſcend and ℔mitt, That the ſaide Proclamation ſhall not ſtande in his full force and power, But reſte and be dependante for the tyme, vntill y^e^ Gou^r^nor and Councell ſhall pleeſe to Conſider and give fourther order concerninge the ſame, at the greater Courte or a generall Aſſemblie, And in the meane tyme, that the Inhabitants of every Plantatione for to Conſider of the beſt waye or meanes the[y] can, whereby to eaſe themſelves, And to ſett downe the ſame vnder their hands in wrightinge, and to ſende it to the Gouernor and Councell of State to *James Cyttie*, And we wilbe moſt carefull and readie to relceue them w^th^ our beſt endevors.

Nathaniell Cawſey gent ſworne and examined ſayeth y^t^ the deede or writinge made by *James Carter* to *Richard lowe*, and by him p̄duced in Courte was y^e^ trewe Acte and deede of the ſaide *James Carter*, and made by him in his ℔fect memory

Richard ffoxcroſte purſer of the *Ann* ſworne & examined affirmeth as much as M^r^ *Cawſey* hath formerly ſaide

4 *Yt is heervppon ordered* y^t^ the ſaide *Richarde lowe* ſhall have full power and Awthoritie to dyerecte & ℔forme all things accordinge to the trwe intent and meaninge of the ſaide deede or wrightinge, p̄duced in Courte

Robert Threſher ſworne and examined ſayeth y^t^ good wiefe *Wright* came to him and requeſted him to give her ſome plants, He anſwered y^t^ when he had ſerved his owne tourne, ſhe ſhould have ſome, ſo ſhe went away and y^t^ night all his plants were drownde.

Fourther he ſayeth that he left 2 hennes w^th^ good wiefe *Wright* to be ſent over to *Elizabeth Arundle* either by the p̄voſt marſhall or ſome other, and that goodwiefe *Wright* did tell *Daniell Watkins* that *Elizabeth Arundle* would be dead before the henns were ſent over.

Elizabeth Gates ſworne and examined ſayeth y^t^ goodwiefe *Wright* came to M^r^ *Moores* at *Kickotan* to buy ſome chickens, but he would ſell her none, ſhortly after the chickens died, and after that the henn died, and this ſhe affirmeth ſhe had hearde from others.

And further ſayeth that when goodwiefe *Wright* Threatened her maide ſhe ſaid ſhe would make her dance naked and ſtand before the Tree.

5 *Yt is ordered* y^t^ *Henry Woodward* ſhall enter into bonde of twentie pounds w^th^ ſufficyent Securitie to the good behaviour, and in the meane tyme to remaine in the p̄voſt marſhalls keepinge.

XXV° of *September* 1626

A COURTE helde the xxv° of *September* 1626 beinge
ꝑſent
Sr: *George Yardeley* Knight Gouernor &c Capt *ffrancis Weſt* Doctor *Pott* Capt *Smith*

1 The examinacon of *Roger Dilke* taken vppon oath before Doctor *Pott* & Capt *Roger Smith* ye 9th daye of *September* 1626

The ſaide deponent ſayeth yt about the 26th day of *Awguſt* laſt paſt about 9 or 10 a Clock at night as he was goinge to his lodginge at Mrs *Southey*s howſe Together wth *Thomas Dellamaior*, he ſawe good wiefe *fiſher* and Mr *Southerne* goinge before them, and ſayeth that good wiefe *ffyfher* did reele and ſtagger as ſhee wente, and that ſhee ſtumbled and fell vppon A Cow or by a Cowe or an ewe or ſome ſuch beſte,& that then Mr *Southerne* did leade her by ye Arme and fourther ſayeth yt *Thomas Dellamaior* ſaide it was greate ſhame to ſee a man drunke, But more ſhame to ſee a woman in that caſe, and yt yf a man ſhould do ſoe he ſhould be ſett in the ſtocks, or lye neck and heeles, And that he would make ſome body acquainted wth it, and more this deponent knoweth not

The Examinacon of *Thomas Dellamaior* Taken before Sr. *George Yardley* Gouernor &c and Doctor *Pott*

Thomas Dellamaior ſworne and examined affirmeth as much vppon oathe as *Roger Dilke* hath ſaide, & doth verely beleave yt at yt time ſhee was drunke

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ſeconde of *October* 1626

A COURTE held the ſeconde of *October* 1626 beinge
ꝑſent
Sr *George Yardley* Knighte Gouernor &c Capt *Weſte* Doctor *Pott* Capt *Smith* Mr *William Claybourne*

1 *Whereas* it appereth by the laſt will and Teſtament of *Robert Awſten* dated ye 18th of *September* & ꝓduced in Courte by Capt *Wm Peerce* & approued vppon the oathes of *John Weſt John Lightfoot* and *Thomas Smith*, wherein ye ſaide *Robert Awſten* did make & ordaine the ſaide Capt *Peerce* his ſole Executor, *whervppon it is ordered* yt a generall warrant be graunted to ye ſaide Capt *Wm Peerce* for ye recoveringe and receavinge of all the depts goodes and Chattles of the ſaide *Robert Awſten* as alſo of the Cropp of Corne and Tobacco belonginge to the ſaide *Robert Awſten* for this ꝑſent yeere (wch is Accordinge to ye trwe intent and meninge of ye ſaid will

Vppon ye Teſtimony of Capt *Roger Smith* & Mr *ffrancis Boltone* miniſter, it appeereth yt Mr *Thomas Edwardes* did freelie give to his maide *Mary* now the wiefe of *Thomas harvie* her paſſage into this Countrey, And yt the ſaide *Thomas Edwardes* did frely deliuer her to the ſaide *Thomas harvie* to be his wiefe & after yt he went to Mr *Boltone* and requeſted him to aske theire Banns in the Church, *whervppon it is ordered* the ſaide *Thomas Harvie* ſhall not be lyable to pay Mr *Edwards* for his wives Paſſage

Whereas there is a ſmale veſſell lately arived from *Canada*, now ridinge below at *Kickowtan*, And in regarde ſhe is very lekie & cannott come vpp to *James Cyttie* wthout great danger & loſſe The mr and marchante are very deſirows for to vnlade and make ſale of theire goodes below, *vnto wch requeſt this Courte doth Condeſende* to ꝓmitt and give leave vnto them ſoe to doe, and to make ſale of theire goodes & Comodities there below (beinge as we are enformed) but a ſmall ꝓportione or quantetie, And that Capt *Tucker* take it into his care that ye goodes may be indifferently diſtributed amongſt ye Inhabitants wthout any enhanſinge of the price or other engroſinge

the 9th

the 9th *Octob* 1626

A COURT at *James Citty*. the 9th *Octob* 1626
p̄ſent
Sr *George Yardley* Knt Gouernor &c, Capt: *ffrancis Weſt*, Doctor *Pott*, Capt: *Smyth*, Capt: *Mathewes*, Mr *Claybourne*, Capt. *Tucker*, & Mr. *fferrar*

1 At this Court there was a bond of one hundred and twentye pounds *ſterlinge* p̄duced & ſued againſt Captaine *Willm̄ Tucker* by Mr *Thomas Spillman:* the wch bond Capt: *Tucker* was willing to pay vnto him in Tobacco, therefore the ſaid *Thomas Spillman* being willing to accept of Tobacco at 18d p̄ pound: this Court hath hervppon ordered, that Capt: *Tucker* ſhall pay to the ſaid *Tho: Spillman* ſixtene hundred & ſeventy two pounds of good marchantable Tobacco in leiue of ye ſaid one hundred & twentye pounds *ſterl* beinge due to bee paid on the five & twentyeth of *Decemb* laſt paſt

See records fol: 20.

2 At this Court was p̄duced the laſt will & Teſtamt of Left. *Albino Lupo*, & p̄ved by the oathes of Mr *Tho: Spillman* & *John Slaughter:*

3 At this Court *Tho: Willſon* tailor made his appearance, according to a bond taken of his good behavior: And Mr Doctor *Pott* hath giveng Teſtimony to the Court of his good behavior ſince as well towards his wife as towards all the Kings leige people, Herevppon the Court hath graunted him a releaſe from the ſaid bond of his good behaiuor.

It is thought fitt at this quarter Court, that there ſhall be noe generall reſtraint of people frō goeing for *England*, but yt ſuch as deſire theire paſſes ſhall repaire to the Court held weekely at *James Cittye*

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the 10th day of *Octob.* 1626

A COURT at *James-Citty*, the 10th day of *Octob.* 1626
p̄ſent
Sr. *George Yeardley* Gouernor. Capt: *Weſt*, Doctor *Pott*. Capt: *Smyth*, Capt: *Mathewes*, Mr *Perſey*, Mr. *Claybourne* Capt: *Tucker* & Mr *fferrar.*

1 At this Court there was a *Weanoke* Indian p̄ſented by Captaine *Willm̄ Epps* wch was taken the laſt ſpringe at *Sherley-Hundred* & hath ſince been wth him and the Court hath ordered yt Capt: *Epps* doe enter into bond of 500l of tobacco to ye Court that the ſaid Indian ſhall not runne away, the wch bond to begin to take his force vppon the firſt arrivall of Capt: *Epps* wth him at ye *Eaſtern Shore:* Morover, it is thought fitt, yt Capt *Epps* uppon his returne to *James-Citty*, wch he intendes before ye feaſt of the Natiuity of or Lord God that then the ſaid Capt *Epps* bring the Indian along wth him to ye Gouernor to be imployed vppon any ſervice; And the Court doth give leave & graunt yt Capt *Epps* at his goeing for *England* ye next ſpring, may carry ye ſaid Indian wth him, otherwiſe to deliuer him vpp to the Gouernor.

See records fol: 21

2 The Court was this day informed by Capt: *Epps* yt the Indians of the *Easterne Shore*, had killed divers of the hoggs belonging to or people there, & that hee had demanded ſatisffaction of ye Indians for ye hoggs, wch they refuſed not, but aſſented to it & did offer to make ſatisffaction in Corne: the Court therefore have referred this matter to the beſt diſcretion of Capt: *Epps*, yt hee deale therein ſoe as there may be ſatisfaction made for them; And that hee do give them to know yt if hereafter they ſhall doe the like or in any ſuch nature offer vs offenſe, it will be an occaſion of the breatch of the peace betweene vs.

See records fol: 28

3 *Whereas* at this Court there was petition made & ꝑferred by *Richard Townſhend* ſervant to Mr. Doctr *Pott*, againſt his Maſter, complaineing that he cannot bee taught the art of an Apothecarye, for the lerninge of wch art & miſterye he was bond to ye ſaid Doctr *Pott* by an Indenture bearing date the 20th day of *ffebruary* 1621, the Courte hath herevppon ordered yt Mr Doctor *Pott* doe henceforth from time to time endeauor to teach & inſtruct the ſaid *Richard Townſhend* in ye art of an Apothecary by all conuenient wayes & means he can or may, that ſoe hee may proue at ye end of his ſervice a ſufficient Apothecarye, wch if he ye ſaid Mr Doctr *Pott* ſhall neglect or refuſe, the Court hath ordered yt he ſhall pay the ſaid *Richard Townſhend* for his ſervice frō ye daye of ye date hereofvnto the end and expiration thereof.

4 Mr *Richard Kingſmell* at this Court brought in the will & Teſtament of Mr *Richard Bucke*, and by ye ſaid will claimed that now vppon the death of *Thomas Allnutt*, late guardian vnto one of the children of ye ſaid *Richard Bucke* named *Peleg Bucke:* the guard & keeping of ye ſaid *Peleg* was now belonging to him, together with all the eſtate & goods, herevppon the Court hath ordered yt ye ſaid *Richard Kingſmell* ſhall take the ſaid *Peleg* into his charge together wth ye Eſtate: And that hee give in ſufficient ſecuritye for ye ſame to ye Court

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11th day of *Octob.* 1626,

A COURT at *James-Citty* the 11th day of *Octob.* 1626,
ꝑſent
Sr. *George Yeardley* Kt. Gouernor &c. Capt. *Weſt*, Doctor *Pott*, Capt: *Smyth*, Capt. *Mathewes*, Mr. *Perſey*, Mr *Claybourne*, Capt: *Tucker*, & Mr *fferrar*.

1 *Wheras* it appeareth to ye Court yt one *Henry Carman* late ſervant to Mr *Samuell Sharpe*, & one of the number of thoſe 50 boyes, wch were by or late dread ſoueraigne Kinge *James* comanded to bee ſent ouer hither, and arrived here in ye *Dutye* 1619, the condition of whoſe ſervice was appointed to bee for 7 yeares at firſt to their Maſters to whom they were firſt put to, & further yt if during yt time they ſhould comitt any great malifice, as whoredome, theft, ꝑiury, draweing of bloud & ſuch like, that then from ye time *toties, quoties*, the time of their ſervice to begin againe be ſeven yeares: now *whereas* it appeareth to ye Court yt ye ſaid *Henry Carman* hath comitted fornication wth one *Alice Chambers* ſeruant to *Abraham Perſey* & gotten her wth child: *the Court hath herevppon ordered* that the ſaid *Henry Carman* ſhall a new begin his ſervice of ſeaven yeares to the vſe of Mr *Samuell Sharpe* from the time of his ſaid euill fact & offence comitted. Moreouer ſeing yt the ſaid Mr *Sharpe* is now abſent out of ye Country it is though fitt yt the ſaid *Henry Carman* remaine & continue in ye ſeruice of Mr *William fferrar* wth whom he was left, to ye vſe & benefitt of ye ſaid Mr. *Sharpe*

2 *It is ordered* there be a warrant ſent vpp ſpeedily for *Alice Chambers* ſeruant to Mr *Abraham Perſey*, yt for her above named offence of whoredome, ſhee may appeare here at Court & receiee worthy puniſhment for the ſame

3 At this Court Mrs *Elizabeth Hamor* late wiffe of Capt: *Ralfe Hamor* Eſqr one of ye Counſell of State ꝑſently ſheweth that whereas ſhee was made & conſtituted by her late Huſbands will ſole executrix: ſhee now vppon ſome conſiderations diſclaimeth & renounceth the executrixſhipp & deſireth of ye Court to have the Adminiſtration of her ſaid huſbands goods: the Court herevppon hath given & graunted vnto her, that ſhee ſhall have a comiſion of Adminiſtration vppon her ſaid huſbands goodes & chattells graunted vnto her. At this Court ſhee likewiſe ꝑſented vpon her oath a ꝑfect inventorye of all ſuch goodes & chattells as to her knowledge belonged to her ſaid Huſband. Prayſed by Mr *John Southerne*, & *Randall Smallwood*

4 Mr *John How* adminiſtrator to *Luke Aden* deceaſed, at this Court claimed frō

Capt.

Capt. *Willm Tucker* a debt of 240l of Tobacco as due vnto ye ſaid *Luke Aden:* Now ye ſaid Capt: *Tucker* hath purged himſelfe by his oath taken at this Court, yt hee hath paide 229l of Tobacco for ye vſe & diſchargeing of ye debt of ye ſaid *Luke, viz* to Sr. *ffrancis Wyatt* 20l to *Vincent Barber* 24l And to *George Menefy* & *Richard Steuens*, Marchants 189l of Tobacco. Soe yt Capt: *Tucker* remaineth debtor 5l of Tobacco, & Enſign *John Vtye* 12l of Tobacco.

5 At this Court were reade Letters directed to ye Governr & Councell from ye Lords of his Maties privye Counſell touching the requiring of Mr *Abraham Perſey* to make ſatisfaction to the Adventurers of ye late Magazine, according to his agreem't wth them, & to ſend it by the firſt returne of ſhipping to *London*, according as the ſaid Adventurers of ye Magazine have directed him by their letters vnto him: The Court hath herevppon ordered yt M *Peirſe* do, wthout faile, ſhippe ſo much Tobacco in ye good ſhipps called ye *Anne* & ye *James* as ſhall make full ſatisfaction according to his agreemt wth them, & yt hee direct & conſigne it according to their directions vnto him by their letters.

See records fol: 17.

6 At this Court was ꝑduced by Capt: *Willm Tucker* a generall acquittance vnder ye hand & ſeale of Mr *George Menefye*, Atturney from Mr *John fferrar, John Bland, Abraham Jennings* & Companye, for ye clearing and acquitting of ye ſaid Capt: *Tucker* of all manner of actions debts & Accounts whatſoever belonging vnto ye voiadge of ye *Elenor* of *Orſton* 1621: The Coppye whereof here followeth

See records fol: 24.

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the 12th day of *Octob* 1626,

A COURT at *James-Citty*, the 12th day of *Octob* 1626,

ꝑſent

Sr *George Yeardley* Knt. Gouernor &c. Doctor *Pott*, Capt: *Smyth*, Capt: *Mathewes*, Mr *Perſey*, Mr. *Claybourne*, Capt: *Tucker*, & Mr. *fferrar.*

1 At this Court Mr *Willm Claybourne* made requeſt vnto ye Court yt whereas there were certaine kine deliuered by Mr *George Sandys* late treaſurer, vnto Mr *Dauiſon* late Secretarye deceaſed & vnto Mr Doctor *Pott* equally betwene them: they both claimeing, that by conditions frõ the Company wth them, they were to have fowre kine to belonge to eatch of their places & offices: Now Mr *Claybourne* humbly deſireth ye Court to take into conſideration, whither any of thoſe cattle, may not now be deliuered vnto him, as appertaining to ye place of Secretarye.

2 *It is ordered* yt Mr Doctor *Pott* doe ꝓcure out of *England* from Mr *George Sandys* late treaſurer or frõ Sr. *ffrancis Wyatt* Knt late Goueno^r, a certificate vnder their or either of their hands & ſeales or hand & ſeale, yt either the one or the other of them or both, deliuered the kyne wch are now in ye poſſeſſion of ye ſaid Doctor *Pott*, as belonging & appertaineing to ye place of Phyſition, betweene this time & the laſt day of *October* wch ſhalbe in ye yeare of our Lord 1627, Or otherwiſe yt he ye ſaid Doctor *Pott* deliuer thoſe ſaid Kyne vpp wth ye increaſe vnto ye ꝓſent Gouernor & Counſell of Eſtate to bee by them diſpoſed of as ſhall then ſeem fitt & conuenient.

See records fol: 90

3 *It is ordered*, yt whereas it appeareth by bond vnder the hand and ſeale of Mr *John Hart* for ye deliuery of one man vnto *John Bainham* gent at or vppon ye 25th day of *Decemb* 1625, as by ye ſaid bond more at large appear[eth], Now wheras ye ſaid man is not deliuered accordingly, yt *George Menefy* Marchant doe retaine & keepe fowre hundred pounds waight of tobacco of ye goods of ye ſaid *John Hart*, yt if the ſaid man, now alledged to bee ſent & ſhipped on a ſhipp frõ *Ireland* Mr *ffells* maſter, does not arrive & be delivered to ye ſaid *John Bainham* by the 25th day of *Decemb* next, yt then the ſaid 400l of Tobacco be paid to ye ſaid Mr *Bainham* in full ſatisfaction of ye ſaid bond.

See records fol. 23

Stewen

Stewen Webb ſworne and examined ſayeth y^t^ the laſt night hee heard *Margarett* y^e^ wife of *Thomas Jones* ſay, that there was neuer a man breething, ſhould keepe her from goeing to *Paſpehay* w^th^ her huſband; And y^t^ after y^e^ reading of the warrant ſhee alſoe ſaid, y^t^ for noe mortall man ſhe would not goe to *James-Towne* except M^rs^ *Allington* went. And further this deponent ſayeth y^t^ about one month agoe *John Butterfeild* came to this deponents wife all bebloudyed ouer his face, & ſayd y^t^ Goodwife *Jones* had beat him, and further this deponent ſayeth y^t^ the next day after this as hee remembreth being *Sonday* in y^e^ morning, the ſaid *Butterfield* went into his own plot of peaſe to gather ſome, wherevppon the wife of *Thomas Jones* followed him & would not ſuffer him to gather any, then this deponent came thither & found them skuffling together & ſhee ſtriving to take away his bagg: then this deponent asked *Butterfield* if hee were a man, & deſired him to give leave to this deponent to gather ſome peaſe, w^ch^ when *Butterfield* bid him to doe, & hee ſtooping and gathering ſome, ſhee the ſaid *Margarett Jones* flew vppon this deponent & ſtrucke him w^th^ a tobacco ſtalk: then their came in Goodman *Writte* [*Wright*] who qualifyed her. Morover this deponent ſayth that before all this when they gathered tobacco, hee ſaw *John Butterfeild* come with a ſcratched face when he had before heard a great out crye y^t^ the ſaid *Margarett Jones* & y^e^ ſaid *Butterfeild* had made

Thomas Gray ſworne & examined ſayeth & affirmeth as much as *Steven Webb* hath done concerninge *Margarett Jones* her beatings and ſcratchings of *John Butterfields* face.

Lef^t^. *Giles Allington* ſworn & examined ſayeth, y^t^ about a month agoe there being a falling out betweene *John Butterfeild & Margarett Jones* at y^e^ water ſide, the ſaid *Margarett* haueing ſcratched him y^e^ ſaid *John*, then this deponent hearing the ſaid *Margarett* make a clamor & cry for aid this deponent went p̄ſently downe & found her w^th^ her haire about her eares, & his face all ſcratcht: then ſhee comeing to y^e^ houſe, began to raile at her huſband in this manner, *Thou baſe raſcall wilt thou not take my part ſeing me thus abuſed, it is but fortye ponds, what care I for y^t^.*

Thomas Moulton ſworne & examined ſayth & affirmeth in all points as much as the aforeſaid *Giles Allington* hath done.

4 *It is ordered*, for y^e^ ſeuerall offences aforenamed of the ſaid *Margarett Jones*, y^t^ ſhee be toughed [towed] or dragged at a boats ſterne in y^e^ River frō y^e^ ſhoare vnto the *Margarett & John*, & thence vnto y^e^ ſhore againe.

5 In y^e^ p̄ſence of y^e^ Court one *Robert Hutchinſon*, hauing bene formerly puniſhed for adultery with *Margarett Jones* by y^e^ Gouerno^r^ & Counſell: ſaid in y^e^ open Court w^th^ often repetitions & w^th^ a loud voice, *my conſcience telleth me I have been wrongfully puniſhed:* Hereupon y^e^ Court for y^e^ inſolent & vncivill behavior of y^e^ ſaid *Hutchinſon*, doe adiudge & condemne him in y^e^ fforfeiture of fortye pounds, in y^e^ w^ch^ hee ſtandeth allready bound to y^e^ Gouerno^r^ vppon his good behavior. & *it is further ordered* y^t^ y^e^ ſaid *Hutchinſon* doe againe enter into bond of three hundred pounds waight ot Tobacco vnto y^e^ gouerno^r^ for his good behauior, & more eſpecially in his carriage of himſelfe concerninge y^e^ ſaid *Margaret Jones.*

Vppon y^e^ petition of *John Darker*, wherein he alledgeth y^t^ Cap^t^. *Ward* owed vnto him certaine wages in Tobacco, of w^ch^ y^e^ ſaid Cap^t^: *Ward* now lately in *England* payed him p̄t, & gave him a bill to bee paid one hundred waight of Tobacco, in *Virginia* by Cap^t^: *Epes;* further y^e^ ſaid *Darker* ſayeth that he hath loſt the ſaid bill, but y^t^ at *Grauesend* it was by him ſhewed to one *Thomas Barnet, the Court hath herevppon ordered* y^t^ y^e^ ſaid *Darker* have a warrant y^t^ Cap^t^: *Epes* pay him one hundred waight of Tobacco, & y^t^ if he herafter proue y^t^ y^e^ ſaid Tobacco is not due, then the ſaid Cap^t^ *Epes* ſhalbe ſaued harmeleſſe by y^e^ Gouernor

6 *Fetiplace Cloſe* ſvorne and examined ſaith, that concerning the uſage of *Thomas & Enica fitch* ſervants to M^r^. *Proctor*, he knoweth certainly vpon his own knowledge that they were as well uſed in all reſpects for victualls clothes, phiſick & chirurgery & what was neceſſary for ſervants as any in the land, & further ſayth that he lived in the houſe, & ſaw their uſage himſelf

13th day of *Octob* 1626,

A COURT at *James-Citty* the 13th day of *Octob* 1626,
pſent
Sr *George Yeardley* Knt Gouernor &c, Capt: *Weſt*, Doctor *Pott*, Capt: *Smyth*, Capt. *Mathewes*, Mr. *Perſey*, Mr *Claybourne*, Capt: *Tucker*, & Mr *fferrar*.

See booke of Inventoryes

After ye death of Mr *Richard Bennett* who deceaſed about ye 28th of *Auguſt* laſt, inteſtate, and wthout any ſufficient or particuler diſpoſall of the goods & other matters, concerninge both his owne eſtate & ye eſtate of Mr *Edward Bennett* his brother; herevppon order hath bene taken yt there hath bene an Inventory of all things taken, and all the bookes and other Accounts brought in here at this Court, together wth a liſt of all the debts drawne out of the ſame bookes, a coppye whereof is intended to be ſent into *England;* and to ye end that the eſtate left here may be pſerved, the Court hath thought fitt yt Mr *Lodowick Pearle* (Coñaunder of Mr *Bennetts* plantation by Coñiſſion frõ Mr. *Bennett*) doe take into his charge and poſſeſſion all ye goods & whatſoever remaineth of ye eſtate, and doe have recorded in ye Court a Coppye of ye ſeuerall Inventoryes of ye goods & a receipt of all ſuch books & Accounts as hee receaveth into his hands: And if hee ſhall make vſe of any of ye goods for the reliefe of Mr *Bennetts* owne ſervants or otherwiſe ſhall ſell any ꝑt therof for ye benefitt of ye Adventurers, yt hee give in Account quarterly into this Court of his pceedings therein, that ſoe wee may pſuent any wronge as much as may bee, yt may bee done vnto yt Company of Adventurers. The Court doth likewiſe require Capt: *Baſſe* Coñaunder there to looke into ye pceedings of ye ſaid *Lodwicke Pearle*, & doe [to] give information thereof And in reguard yt Capt: *Baſſe* hath taken great paines, by order frõ ye Court, in imployeing both himſelfe & ſervants concerninge the taking of ye Inuentoryes & Caſting vpp the Accounts, *it is ordered* yt Mr *Bennett* doe make ſatisfactione vnto him.

2 *It is ordered* yt Mr *Pearle* haue a generall warrant for the better recouerye of ſuch debts as are not yet paid, of ye debts & Accounts of Mr *Edward Bennet* & Mr *Richard Bennet*.

3 *It is ordered*, according to an acte of a late generall Aſſembly yt all dwelling houſes through the Collony be palizadoed or paled about, defenſible againſt ye Indians to bee done & finiſh'd before ye firſt day of *May* next, and for ſuch as ſhall bee hereby conſtrained to beſtowe their labour on other mens grounds haueing but one yeares time to ſtay on ye land, it is hereby pvided yt they ſhall haue ſatisfaction by ye owner thereof: and in default hereof *yt is ordered* yt ſuch as ſhall neglect ye makeing of ye like palizado ſhall forfeite one hundred waight of Tobacco to publique vſes, & ſhall then doe it wthin 6 months next after or elſe forfeite over & above ye ſaid one hundred, two hundred waight more. And for ſuch as doe inhabite vppon Neckes of land yt may with leſſe labour & charge be taken in, & prove as defenſible for ye plantation, it is thought fitt yt ye Coñaunder of every ſuch plantation doe require all ye inhabitants joyntly to afford their labours in ꝑformeing & finiſhing of the worke, and if any ſhall in this kind refuſe to ioyne & giue theire worke herein, *it is ordered* yt ye Coñaunder doe hire or wage ſome other man to worke in his rome & hee to pay the charge. But if ye plantation in generall ſhall neglect this thing hereby impoſed vppon them, then they ſhall forfeite one hundred waight of Tobacco ꝑ pole.

4 The Court at this time, vppon ye demonſtrance of Mr. *Abraham Perſey*, yt ye aforeſaid order would prove very heauye & burthenſome vnto him at *Perſeyes Hundred* is content, in reguard he hath many houſes allreadye paled & palizadoed in, & that all ye whole necke is well railed in, & that he hath 10 or 12 pieces of ordinance well mounted & planted for ye defenſe of ye place, yt hee doe pale or palizadoe in ſuch other houſes are are not yet ſecured frõ ye Indians, as hee in his diſcretion ſhall thinke fitt.

5 *It is at this Court ordered* yt in ſuch places where Cattle are kept, as *hogg Iland*, *James Cittye* Iland, The *necke of land* & other places, yt there the inhabitants for ye leſſening

leſſening or ſhortening of their workes in ſecuring of their corne, ſhall not ſo raile or fence by aduantage of creekes & necks, as ye cattle be thereby cut of frō a great ℔t of ye feed yt ye cattle might have in ſuch ſort raile pale or fence their ground as the paſture & feed of the cattle bee not taken from them. In wch caſe, if any ſhall offend his ffence ſhalbe pulled downe, & the loſſe enſueing thereby fall vppon himſelfe.

6 *John Oldame*, Marchant ſworne and examined ſayth yt to his knowledge their was noe ſort of linning cloath brought into this Country in ye ſhipp called ye *Happy Entrance* wch arrived here lately frō *Canada*, except thoſe two dozen of Calico ſhirts ſet downe in ye Invoice & delivered vpp, & none elſe but one yard & ½ of lawne in three remants.

At this Court Mr *Willm Gainye*, *Willm Engliſh*, *Tho: Spileman* & *ffrances Maſon* had a graunt of their paſſes to goe for *England*.

7 In reguard yt their are many inconveniences appear like to happen in ye former order of haveing chooſen marchants, by whoſe hands the comodityes brought in, might be derived into ye hands of ye whole Collony, *it is now by the Court ordered* yt all ſhipps & veſſells whatſoever, doe imediately after their firſt arrivall wth all convenient ſpeed come vpp to *James City*, unleſſe it be otherwiſe thought fit by ye Gouernor & Councell & not to breake bulke nor make ſale of any goods whatſoever before their arrivall their: and ſhall then deliver vpp an Invoice of their goods vppon oath if it ſhalbe thought fitt, and then to bring their goods & Comodityes a ſhoare & not to ſell any things wthin ten days, yt ſoe all ye Collonye may have notice of the ſame & may either come or ſend every man to ſupply himſelfe for his owne vſe or ye vſe of his ffamilye. And noe man may be ſuffered to ingroſſe comodities or forſtall the marketts, & yt none ſhall ſell any comodities at dearer rates then they bought ye ſame vppon penaltye of fforfeiture of ye ſaid comodities & pay 500li of Tobacco as often as they ſhall ſoe offend. *And ffurther it is ordered* yt noe man except ſuch as are of ye Counſell & ſuch as are authorized therevnto by warrant doe at any time goe aboard of any ſhipps whatſoeuer either vppon their firſt arrivall or afterward, wthout warrant vnder ye Gouernors hand vppon forfeiture of 50li of Tobacco for euery ſuch offence; nor to buy any goods whatſoever aboard of any ſhipps, but yt all buyeing & ſelling be made & agreed on ſhoare, vppon forfeiture of ſuch goods & 500l of Tobacco.

8 At this Court came in Captaine *ffrancis Weſt* and Mr *George Menefye* and ſignifyed yt they had made an agreement and a finall end concerninge the debts & Accounts yt Mr *Edward Blanye* deceaſed was ingaged for as concerning the Magazine goods ſent vnto him in ye *Warwicke* 1621 and the *Abigall* 1622, *viz*, yt Capt. *Weſt* ſhould in full ſatisfaction of all Accounts concerninge ye ſaid debts pay five thouſand pounds waight of good Marchantable Tobacco at or before ye twentith day of *November* now next enſueing, & give in ſufficient ſecuritie for three thouſand pounds waight of Tobacco more to bee paid the next croppe vppon ye twentith of *November*.

See records fol. 31

Yt is ordered yt a publication ſhall be ſent to all plantations yt as ſone as may bee after the Death of any man there bee an Inventorye taken of all his Eſtate & goods whatſoever, & yt ſuch wills & Teſtaments as ſhall bee made bee proved as ſoone as may be, & that it bee not deferred beyond ye next quarter Court at ye ffartheſt, vppon penaltye of cenſure of ye Gouernor & Counſell as in a matter yt divers times may prove of great inconvenience as hath bin apparant by many examples: *And it is farther ordered* yt all ſuch as have not hitherto proved any Wills or neglected to deliuer forthwth the Inventoryes of ye goods of ℔ſons deceaſed within one yeare laſt paſt doe prove ye ſaid wills & deliver in ye Inventoryes at or before ye next quarter Court held at *James* [*Citty*] vppon ye penaltye aforeſaid.

10 *It is ordered* at this Court yt all ſales of lands & deeds of guifts of land made & agreed on between ℔tye and ℔tye wthin this Collonye bee brought in to ye Court at *James-Citty* & there recorded & enrolled wthin one year and a day next after ye date thereof.

14th day

14th day of *October* 1626,

A COURT at *James-Citty* the 14th day of *October* 1626,
p̄ſent
Sr *George Yeardley* Knt Gouernor &c, Capt *Rogr Smyth*, Mr *Claybourne*, & Capt: *Tucker*.

1 *Steven Dixon* ſworn & examined ſayeth yt vppon the 9th day of *July* laſt paſt, being at Mr *Engliſh* his houſe, *Anthonye Affon* & Mrs *Gainye* came running vpp frō ye waterſide into ye houſe, & the ſaid *Anthonye* prayed this deponent to goe downe ſuddenly to ye waterſide, for yt Mr *Gainyes* boy named *Thomas Savadge* was ſtucke in the mudd & was like to be drowned, ſoe when this deponent came downe hee could not ſee any p̄t of the boy aboue water: then p̄ſently Mrs *Gainey* ſaid to this deponent that ye ſaid *Anthony* did not borrow ye boy of her, neither did ſhee lend him vnto him, *what anſwer can he make vnto my huſband*, & this deponent ſayed, *I know not*. Then the next day about ten of clock in ye morning this deponent it being lowe water went thither & found ye boy vppon ye mudd, where ye water had ebbed away frō ye body about fowre ſtrides, then this deponent went & told Mrs *Gainy*, who intreated this deponent to goe to Mr *Engliſh* his houſe & take one of his men to helpe to make a grave & ſoe to bury him, wch this deponent did p̄forme. And further this deponent ſayth yt when hee tooke vpp the bodye it laye vppon ye mudd lyeing on one ſide & his leggs a little crooked; Moreover this deponent ſaith yt were [where] he found ye body hee thinketh yt ye water is about as deepe as his middle, but hee thinketh by Mrs *Gainyes* her words vnto him, yt ye body was removed about ten foote frō ye place were [where] ye boy was drowned: And further this deponent ſayth yt he could not p̄ceive yt ye ſaid *Anthony Affon* had waded or gone into ye water to ſave the boy

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the 23th of *Octob.* 1626,

A COURT at *James-Citty* the 23th of *Octob.* 1626,
p̄ſent
Sr *George Yeardley* Knt Gouernor &c. Capt: *Weſt* Capt: *Smyth*, & Mr *Claybourne*.

1 *Whereas* there hath bin formerly an Order made vppon ye petition of Mr *Edward Grindon*, that ye ground belonging by Patent to Enſigne *Wm Spence* at *Archers Hope* ſhould be layd out & bounded, and yet notwthſtanding the Adminiſtrators of the ſaid *Wm Spence* have neglected ye p̄formance of ye ſame hithertoo therefore now at ye erneſt ſuite & requeſt of the ſaid *Edward Grindon it is ordered* yt *Wm Kempe* or ſuch other as doe hold ye Adminiſtration of ye ſaid *Wm Spence* his goods, doe take ſuch courſe yt ye ſaid land at *Archers-Hope* bee layd out & meaſured before ye feaſt of ye Nativitie of or Lord next enſueing, and not to deferre it any longer time to ye detrimt of ye ſaid *Edward Grindon* vppon ye penalty of one hundred pounds waight of Tobacco

2 At this Court there was one Letter of Attorney vnder the hand and ſeale of *Richard Bailye* guardian to *Mary Bailye* daughter & heire to *John Bailye* late Planter here in *Virginia*, p̄ferred by *Edward Grindon*, whereby it appeareth yt ye ſaid *Edward Grindon* hath full power & authoritye to enter vppon all yt land wch hath formerly bene graunted to ye ſaid *Mary*, & thereof to diſpoſe as hee ſhall thinke fitt as by the ſame doth more at large appeare: Now at this Court the ſaid Mr *Edward Grindon* hath leaſed the ſame to Sr *George Yeardley* Knt for the terme of three yeares, or longer if ſoe bee the child doe not then come of age, payeing yearly to him for ye ſame two hundred pounds of tobacco

See records fol. 37

3 *It is ordered* yt whereas Capt: *Hamor* Eſqr deceaſed hath formerly made petition to ye Court to have a graunt of ſuch land as hee hath now planted vppon in *Hogg-Iſland* ye land of *Mary Baily* being meaſured & bounded, yt there ſhall be a graunt of two hundred acres of land there ſituated given vnto Mrs *Elizabeth Hamor*, as made & conſtituted heire to ye ſame by the laſt will and Teſtamt of Capt. *Ralfe Hamor*

the 31th

the 31th of *October*, 1626,

A COURT at *James-Citty*, the 31th of *October*, 1626,
p̄ſent
Sr *George Yeardley* knt Gouernor &c. Doctor *Pott*, Capt: *Smyth* & Mr *Willm Claybourne*.

1 *Robert Scotchmore* ſworne & Examined ſayth yt the will p̄duced in Court, was the will of Mr *Ellis Emerſon*, deceaſed, & the ſaid Mr *Emerſon* was then in p̄fect memorye & deliuered ye ſame.

2 *Jonas Stockden* miniſter ſworne & examined ſayth yt ye will p̄duced in Court by *Thomas Dunthorne*, was the will of *Elizabeth Dunthorne* deceaſed, & yt ſhe was in p̄fect memorye, & delivered ye ſame as her act & deed.

6th day of *Nouember* 1626,

A COURT at *James Cittye* the 6th day of *Nouember* 1626,
p̄ſent
Sr *George Yeardley* Knt. Gouernor &c, Doctor *Pott*, Capt: *Smyth*, & Mr *Claybourne*.

1 *Whereas Henry Gainye* hath formerly by an order of Court bin amerced & condemned to paye 300l of Tobacco for an offence comitted by him in trading for corne contrary to a p̄clamation in yt caſe p̄vided it is thought fitt in reguard of diuers conſiderations & ye poore eſtate of ye ſd *Henery Gainye* yt there ſhall be 200l of ye ſaid tobacco remitted & releaſed vnto ye ſaid *Henery*, & that he ſhall likewiſe have a diſcharge & releaſe frō ye bond of his good behauior for that offence & treſpaſe comittyed.

Thomas Branſbey ſworne and examined ſayth yt wheras vppon the one & twentyth of *Auguſt* laſt paſt *Thomas ffarley* was amerced & fined for his offence in being abſent frō Church in ye ſome of one hundred waight or Tobacco, yt then after his comeing home in ye Evening hee ſayd yt *at ye Court they have taken one hundred waight of Tobacco from me I think that in that nature they had as good have taken ſo much out of my pockett* or purſe hee knoweth not wch he ſpoke.

13th of *Novemb.* 1626,

A COURT at *James-Cittye* 13th of *Novemb.* 1626,
p̄ſent
Sr *George Yeardley* Knt. Gouernor &c. Doctor *Pott*, Capt: *Smyth*, Capt: *Mathewes*, & Mr *Claybourne*

1 *Elias Longe* ſworne & examined ſayth yt about ye latter end of *Julye* laſt paſt hee was p̄ſent when *John Parſons* now deceaſed, being then ſicke, but in p̄fect mind & memorye, made his will by worde of mouth in manner followeing, *viz:* hee gave to *Barbary* ye wife of *Iſmaell Hill* his bedding & a barrell of corne, to Wm *Rookins* his ſhirt & a pair of garters, as for all the reſt of his eſtate & croppe yt was left hee gave them vnto his mate *Willm Pilkinton*.

2 *It is ordered* yt *Willm Pilkinton* tenant ſhall haue a letter of adminiſtration graunted him vppon ye goods of *John Parſons* deceaſed, & that hee ſhall deliuer in an Inuentorye of ye goods of ye ſaid *John Parſons*, & ye ſame to be praiſed vppon the oaths of two ſufficient men.

3 Vppon the requeſt of Mr *Hugh Crowder* planter yt by reaſon of the barrennes of the ground whereon he now liueth belongeinge to Capt *John Hudleſton*, he deſireth to remoue & plant vppon the ground of Capt *ffrancis Weſt* Eſqr at *Chapoacks* Creeke, The Court hath giuen leaue & p̄miſſion for him & his Company liveing wth him ſo to doe

4 Capt

4 Capt *Tobias ffellgate* Sworne & examined ſayth that this vioadge hee brought ouer with him in his ſhipp the *James* for Mr *Richard Bennet* deceaſed, diuers goods & marchandiſe, & that ye ſaid *Richard Bennet* remaineth indebted vnto himſelfe for ſome ꝑt of ye fraight of the ſaid goods amounting vnto ſeuentene pounds in readye monye of *England*.

5 *It is therefore ordered* that Mr *Lodwicke Perle* ſhall ſhipp in the good ſhipp called ye *James* fiue hundred waight of Tobacco, to be conſigned to Mr *Edward Bennet* in *London*, to ſatisfye & ſecure Capt: *ffellgate* for ſeuentene pounds *ſterlinge* in lawfull monye of *England* remaineing due vnto him for ꝑt of ye fraight of thoſe goods wch he brought ouer for Mr *Richard Bennet* this laſt vioage, hee affirming vppon his oath yt in *England* hee can make proofe of the ſame.

6 *It is ordered* according to conditions & covenants bearing date the 25th of *September* 1622, betweene *Weffell Webling* & Mr *Edward Bennett*, that hee ye ſaid *Weffell Webling* ſhall goe downe and liue vppon the 50 acres of land wch hee is to haue of ye ſaid Mr *Bennett*, & ſhall pay for the ſame 50s yearly & two dayes worke & ſuch other things as are contained in ye ſaid couenants, & that Mr *Bennetts* ouerſeers ſhall deliuer him his apparell mentioned in the couenant & appoint out ye ſaid 50 acres of land.

7 *It is ordered* that Mr *Pearle* ſhall ſignify to Mr *Edward Bennet* by letter into *England* that hee doe wth as much ſpeed & conueniency as may bee ſend over hither the Indentures of *Richard Stubbs*, to ſhew what time & terme of ſeruice the ſaid *Richard* hath to ſerve him, wch if he ſhall not doe or make prooffe of, the ſaid *Richard Stubbs* ſhalbe free at the end of fowre yeares ſervice, & ye rather the ouerſeers of ye ſaid *Edward Bennet* haue brooken vp the cheſt of the ſaid *Richard Stubbs* & loſt his Indentures.

8 *It is ordered* that whereas Capt: *John Wilcoxes* by a noate & receipt vnder his hand doth bind himſelfe to deliuer one ſhalope wth appurtenances to Mr *Claybourne* or his Aſſignes at *Kecouchtan* as by the ſame doth more at large appeare bearing date ye 21ſt of *Nouemb* 1625, & hath neglected to make delivery of ye ſaid ſhalope & by ye complaint of *Tho: Harwood*, who bought ye ſaid ſhalope of the ſaid Mr *Claybourne*, doth appeare, it is therefore thought fitt that ye Atturny of ye ſaid Capt *Wilcoxes* doe make ſatisffaction vnto ye ſaid *Tho: Harwood*, *viz.* 400l of Tobacco, according as was received for the ſame; And moreouer wheras it is alledged yt ye ſaid C: [Capt:] *Wilcoxes* hath receaued 60l of Tobacco for the ſaid ſhalope after ye time yt ye ſame was due to be deliuered, *it is ordered* vppon proofe hereof made that ye ſaid *Tho: Harwood* ſhall haue ye ſaid 60l of Tobacco paid vnto him alſoe in reguard of the damadge he ſuffered by ye want of ye ſaid ſhalope. *It is alſoe thought fitt* yt the Tobacco bee paid wth allowance of 12l in ye hundred.

9 *It is ordered* that *Willm Ramſhaw* ſhall goe downe to *Mathewes-Manor* & worke at the trade of a blackeſmyth vntill hee haue by his worke ſatisfyed twelue hundred pounds of Tobacco vnto Mr *Michaell Marſhatt* for wch hee ſtandeth indebted vnto him, and alſoe to ſatisfye vnto Mr *Utye* 262l of Tobacco, & pay his fees to ye Provoſt Marſhall.

A record of *Weffell Webling* his Indentures.

*To all to whom theiſe ꝑſents ſhall come greeting in o*r *Lord God euerlaſting.*

Know yee that I Weſſell Webling *ſonne of* Nicolas Webling *of* London *Brewer for & in conſideration yt I haue bene furniſhed & ſett out & am to bee tranſported unto* Virginia, *at ye coſts & charges of* Edward Bennett *of* London, *marchant & his aſſociates, & for & in conſideration that they haue ꝑmiſed & couenanted to maintain me wth ſufficient meat drinke & apparell doe by theſe ꝑſents bind myſelf an apprentiſe vnto ye ſaid* Edward Bennett *for the full terme of three yeares to begin the firſt* [ſic. *feaſt*] *of St* Michaell *the Archangell next after the date of theſe ꝑſents. And I doe ꝑmiſe & bind myſelf to doe & ꝑform all the ſaid terme of my aprentiſhippe true & faythfull ſeruice in all ſuch labours & buſines as the ſaid* Edward Bennett *or his aſſignes ſhall imploy me in, & to bee tractable & obedient as a good ſeruant ought to bee in all ſuch things as ſhalbe cõmaunded me by ye ſaid*

faid Edward Bennett *or his Affignes in* Virginia, *& at the end of the faid terme of three yeares the faid* Edward Bennett *do* p̄mife *to give vnto y^e faid apprentice an houfe &* 50 *acres of land in* Virginia *to hold to me my heires & affignes for euer, according to y^e cuftome of land there holden, & alfoe fhall giue to the faid apprentice neceffary & good apparell, & y^e fayd apprentice fhall inhabitt & dwell vppon y^e faid land, & fhall pay yearely for y^e faid fiftye acres of land fro & after y^t hee fhalbe therof poffeffed vnto y^e faid* Edward Bennett *y^e yearely rent of* 50 *fhillings* ſterling *for euer & two dayes worke yearely, & to all & finguler y^e couenants aforefaid, one y^e* p̄ty *& behalfe of the faid apprentice to bee* p̄formed *& kept in manner & forme as aforefaid The faid apprentice bindeth himfelfe to his faid Mafter* p̄ *thefe* p̄fents: *In witnes whereof y^e* p̄tyes *aforefaid to thefe* p̄fent *Indentures haue fett their hands & feales, the 25^th of* Septem̄b 1622.

Signett Ed. Bennett

Ex^t Willm̄ Claybourne

A recorde of Cap^t *Wilcoxes* couenants.
November 21^th 1625

Know all men by thefe p̄fents *y^t I* John Wilcoxes *of* Accawmacke *gent: doe acknowledge my felf to haue receaved from* Willm̄ Claybourne, *fowre hundred waight of Tobacco in full paiment and fatisfaction for a fhalope w^th the appurtenances: & I doe hereby further bind myfelf to deliuer the faid fhalope vnto y^e faid* W^m Claybourne *w^thin fixtene dayes next enfueing after y^e date of thefe* p̄fents, *at* Kecoughtan *or to his affigns in good condition, w^th all things thervnto belonging.*

In witnes whereof I haue herevnto fet my hand the day & yeare firft aboue written.

John Wilcocks

Witnefs
Edward Waters

Thus paid.

to M^r *Southerne*	100^l
to M^r *Waters*	100
to Cap^t. *Epps*	100
to himſelf	40
to Left. *Purfury*	60
ffinis Curiae	400^l

1626, 20^th of *Nouemb^r*

A COURT at *James-City*, 1626, 20^th of *Nouemb^r*
p̄ſent
S^r *George Yeardley* Knt Gouerno^r &c, Docto^r *Pott*, & M^r *Claybourne*.
Nihil Actum

4^th of *December* 1626

A COURT at *James-Citty* the 4^th of *December* 1626,
p̄ſent
S^r *George Yeardley* Knt. Gouerno^r &c., Cap^t: *Smyth*, M^r *Perfey*, M^r *Claybourne* & M^r *fferrar*.

1 At this Court there was a voluntary agrem^t made betweene Cap^t. *John Martin*, *Robert Threfher*, [and] *Thomas Gates*, that there ſhalbe chooſen an Arbitrator on the p̄ty of Cap^t *Martin* & another on y^e p̄ty of *Thomas Gates*, & likewiſe one Arbitrator on the p̄ty alſoe of y^e ſaid Cap^t *Martin* & another on y^e p̄ty of *Robert Threfher*, And that

y^e

y^e^ ſaid Arbitrators ſhall view the worke & houſes w^ch^ haue bene built & done by y^e^ ſaid *Tho: Gates* and *Robert Threſher* vppon y^e^ plantation of *Martin Brandon* and ſhall iudge in their conſciences what the worke & houſes there done & built ſhalbe worth & to valew the ſame in Tobacco. And then y^e^ ſaid Cap^t^ *Martin* to pay vnto y^e^ ſaid *Robert Threſher* & *Thomas Gates* ſuch Tobacco as their worke done as aforeſaid ſhall amount vnto: And then y^e^ ſaid *Robert Threſher* & *Tho: Gates* to deliuer vpp all ſuch writings as Cap^t^ *Martin* hath made vnto them concerning any holding or poſſeſſing of any land in *Martin Brandon*. And this arbitration to bee done before *Chriſtmas* next, and for default in any of the partyes aforeſaid to be cenſured by the Court

2 *Nathaniel Cauſey* ſworne & examined ſayth that hee hath ſeene a letter written by *Rowland Trewloue* & others of that Company, directed to *Willm̃ White*, ſignifyeinge vnto him y^t^ whereas hee had formerly written vnto them in y^e^ behalfe of *John Browne* their ſeruant y^t^ they would releaſe ſome of y^e^ time of his ſeruice dew vnto them, they did writte in y^e^ ſaid letter, that they were content to releaſe two yeares of the ſaid *John Browne* his time if hee y^e^ ſaid M^r^ *White* did pleaſe and y^t^ ſaid letter was in y^e^ hands of M^r^ *James Carter*, Maſter of the *Anne*.

3 *It is ordered* vppon y^e^ former oath of M^r^ *Cauſey* who is alſoe deputed as ouerſeer of y^e^ *Trewloue* plantation, that the ſaid *John Browne* be made free & releaſed from theſe two yeares time of ſervice remaining, hee haveing alreadye ſerved five yeares.

4 *It is ordered* that *Rice Hooe* ſhall receave frõ M^rs^ *Boiſe* all ſuch writings as are in her hands belonging to *W^m^ Beſſe* late of *Jurdaynes Journey*, and an account of all ſuch Tobacco as hath bene receaved by M^r^ *Luke Boiſe:* And y^t^ M^rs^ *Boiſe* doe keepe in her poſſeſſion, if ſhee pleaſe, for the next yeare one boy ſeruant belonging to y^e^ ſaid *W^m^ Beſſe*, or vntill further order bee ſent out of *England* frõ him whereby hee doe ſignifye & expreſſe himſelfe at what rate & price hee will accept of Tobacco for y^e^ ſaid boy ſeruant amounting to y^t^ ſom̃e of 40^l^ *ſterling* according as hee hath formerly written to M^r^ *Luke Boiſe*, And that then ſhee paying the ſaid tobacco ſhall enioy y^e^ boy for his whole time. And if y^e^ ſaid *Beſſe* ſhall otherwiſe diſpoſe of y^e^ boy then the ſaid M^rs^ *Boiſe* ſhall y^e^ next yeare deliuer him vpp & pay for his ſeruice one hundred waight of tobacco

finis Curiae

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the 11^th^ of *Decemb* 1626

A COURT at *James-Citty* the 11^th^ of *Decem̃b* 1626.

p̃ſent

S^r^ *George Yeardley* Knt. Gouerno^r^ &c. Cap^t^. *Smyth*, & M^r^ *Claybourne*.

1 At this Court *Richard Bridgewater Lawrence Smallpage* & *John Milnehouſe* did make agreem^t^ to liue & dwell at *Paſbehayes* in thoſe houſes in w^ch^ they now are, & that they have as much ground as they can vſe, paying for the ſame each of them one capon or two pullets quarterly vnto the Gouerno^r^

2 *Whereas* it appeares to y^e^ Court by ſufficient witnes & by the petition of *John Trehern* of *Chaplins Choiſe*, that he y^e^ ſaid *John Treherne* did y^e^ laſt yeare 1625 ſhippe in y^e^ *Anne* of *London* whereof *James Carter* was then Maſter one hogſhead of Tobacco w^ch^ was conſigned to be deliuered vnto the brother of y^e^ ſaid *John Treherne* in *London*, and that y^e^ ſaid *James Carter* himſelfe did make ſale of y^e^ ſaid Tobacco, w^th^out any warrant to doe y^e^ ſame, *it is therefore ordered* that *Richard Looe* Maſter of y^e^ *Anne* in whoſe hands reſteth all y^e^ eſtate of y^e^ ſaid *James Carter*, doe pay vnto y^e^ ſaid *John Treherne* two hundred & thirty waight of Tobacco in leafe ſtript & ſmothed together w^th^ one hogſhead in ſatisfaction of y^e^ ſaid Tobacco w^ch^ he ſold belonging vnto y^e^ ſaid *John Treherne*.

finis Curiae

The Teſtimony of *Richard Looe*

I Richard Looe *doe vppon my certaine knowledge teſtifye that the laſt vioadge in y^e^* Anne

Anne 1625, *there was the quantity of one hogſhead of Tobacco ſhipped in y^e* Anne *by* John Treherne *of* Chaplins Choiſe *and y^t y^e ſaid Tobacco was landed in* England.

Richard Lowe

The humble petition of *John Treherne*

To y^e right Hon^ll S^r *George Yeardley* knt Gouerno^r and Cap^t: generall of *Virginia* & to y^e reſt of the Councell of State.

Sheweth y^t your petitioner y^e laſt time of M^r Carter*s departure out of this Country for* England *deliuered vnto him* 160^l *of Tobacco to giue to his brother in* London, *M^r* Carter *arriueing here backe againe, your petitioner demanded accompt of y^e Tobacco and was anſwered by him, y^t hearing your petitioners brother was dead hee made ſale of it himſelfe, and y^t hee ſhould haue ſoe much Tobacco paid him backe againe, or ſoe much Comodityes to y^e full valew thereof. Your* [petitioner] *deſiring y^e benefitt y^t was made thereof, M^r* Carter *not likeing denyed and ſoe p̃ted, yet before your petitioner had ſpeech with him, one in his behalfe asked M^r* Carter *if hee had brought any ſupply from his brother for hee had ſole the Tobacco himſelfe and brought Co̅modityes for itt: Your petitioner doubteth not (that in ſoe much y^e Tobacco belonged vnto him p̃perly, and that hee bore the aduenture thereof into* England *hether, and that M^r* Carter *herein did more ſhow himſelfe a fact^or then a Maſter of a ſhipp, but y^t hee may haue y^e full & whole benefitt of his own Tobacco: May it therefore pleaſe this Wor^ll Court ſoe to Cenſure of your petitioners cauſe, as hee may receaue not onely the valew of his Tobacco, but alſoe y^e p̃fitt & benefitt of y^e fame, he allowing this p̃ſent Maſter of the ſhipp all ſuch charge as is thervppon due*

And your pet. &c

The examination of M^r *Theod^r Pettus* taken this 6^th^ of *Nouemb* 1626 before M^r *Willm̃ fferrar* and M^r *Nathaniell Cauſey*, is as followeth.

This deponent affirmeth y^t he being aboard M^r *James Carter*s ſhipp as hee was comeing vpp, the ſaid M^r *Carter* demaunding how *John Treherne* did, this deponent asked whether hee had brought a ſupply from his brother or noe, M^r *Carter* tould him that hee had a ſupply for him, but not frõ his brother, for his brother was dead, & that his brothers wife would fayne haue had y^e Tobacco w^ch y^e ſaid *Treherne* ſent home by y^e ſaid M^r *Carter*, but hee would not deliuer it, but confeſſd to this deponent that hee had ſold y^e Tobacco himſelfe, and y^t he had brought Co̅modityes for y^e ſaid *Treherne*

ffligned by me

Theodor Pettus

18^th^ day of *Decemb* 1626,

A COURT at *James-Citty* the 18^th^ day of *Decem̃b* 1626,

p̃ſent

S^r *George Yeardley* knt. Gouerno^r &c. Cap^t: *Smyth*, M^r *Perſey* & M^r *Claybourne*.

1 *Whereas* there remaineth in y^e hands of Cap^t: *Nathaniell Baſſe* a deed of Morgage belongeing vnto M^r *Michell Marſhatt* made & ſealed by Cap^t: *ffrancis Weſt* Eſq^r *the Court doth thinke fitt* that y^e ſaid deed be deliuered vnto y^e ſaid *Michaell Marſhatt*, as it appeareth of right to belonge vnto him.

2 *Whereas* there is order giuen & publiſhed that noe ſhipp ſhall breake bulke before their arriuall at *James Citty* yet notw^thſtanding feinge that by miſaccident the *Marmaduke* is now come aground below *Mulburye Iland, it is thought fitt by y^e Court* and leaue giuen to marchants & ſuch others as haue goods in the ſaid ſhipp to litter [lighter] & vnloade ſuch a p̃t & quantity of y^e ſaid goods as may be ſufficient to free y^e ſaid ſhipp & make her aflote, p̃uided that the ſaid goods be brought vpp to *James Citty* & noe indirect bargaines & ſales made contrary to the ſaid order.

3 At

3 At this Court was brought in & ꝑſented the laſt will & teſtam^t of *Willm̃ ffoſter* of *Elizabeth Citty* who deseaſed about the 10^th^ of this ꝑſent month by *Richard Popelye*. And proued to be the laſt will & teſtam^t of the ſaid *Willm̃ ffoſter* by the oath of . . . who being ſworne and examined ſayth that y^e^ ſaid will was y^e^ will & Teſtam^t of *Willm̃ ffoſter* aforeſaid, & y^t^ hee was in ꝑfect ſenſe & memory at y^e^ making & deliuery of y^e^ ſame.

Whervppon it is ordered that the Adminiſtration of all y^e^ goods & chattles of the ſaid *ffoſter* be graunting vnto y^e^ ſaid *Richard Popely*, & that hee bring in an Inuentory of the ſame &c.

4 Vppon the petition of *Tho: Phillips* late planter of *Hog-Iland* the Court hath licenced & ꝑmitted him, by reaſon of divers inconueniences alledged to remoue & plant himſelfe at Cap^t^ *Mathewes* his plantation on y^e^ other ſide of y^e^ water.

5 *Richard Lowe* ſworne and examined ſaith that hee heard *Tho: Gates* acknowledge that hee owed vnto *George Riddle* a certaine ſome of Tobacco, of w^ch^ hee then ꝑmiſed to make paiment vnto him.

6 *ffrancis Stone* ſworne & examined ſayth that he heard *Thomas Gates* confeſſe & acknowledge that he owed vnto *George Riddle* ninety wayght of Tobacco, of w^ch^ hee then ꝑmiſed to make ꝑſent paim^t^

finis Curiae

THE QUARTER COURT

the 8^th^ of *January*, 1626,

A COURT at *James Citty* the 8^th^ of *January*, 1626,
ꝑſent
S^r^ *George Yeardley* Knt Gouerno^r^ &c. Cap^t^. *Weſt* Cap^t^ *Smyth* M^r^ *Claybourne* Cap^t^ *Tucker* M^r^ *Perſey* M^r^ *fferrar*.

It is ordered that whereas *Thomas Gates* hath bene drounke & miſbehaved himſelfe w^th^ much diſorder, that y^e^ ſaid *Thomas Gates* ſhall pay for a fine twenty waight of Tobacco, & give in bond w^th^ ſecurity of his good behauior & appearance at the next quarter Court.

George Graues ſworne and examined ſayth that the Inuentory by him brought into the Court this ꝑſent day is a true & ꝑfect Inuentory of all the goods & chattles of *Robert Linſey* who was the laſt ſpring carryed by y^e^ Indians to *Pamunky*.

The oath of *John Jaxſon*
9^th^ *Octob* 1626

John Jaxſon ſworne & examined ſayth that in *April* laſt paſt this examinate & one *Robert Linſey* went from *Martins Hundred* w^th^ certaine Indians vnto *Pamunky*, then this examinate haueing leave to come away home & y^e^ ſaid *Robert Linſey* being detained there the ſaid *Robert* at y^e^ departure of this deponent ſaid that as concerning his goods whatſoever he had at home, hee gaue them vnto one *Sara Snowe* the daughter of *Elleno^r^ Graues*, if he neuer came home againe, & then y^e^ ſaid *Robert* offered to deliuer his key of his cheſt vnto this deponent but y^e^ Indians would not ſuffer him

This oath was taken before
M^r^. Doctor *Pott*
Will: Claybourne

At this Court was one deed indented brought in by M^r^ *George Meneſy* Marchant made betweene Cap^t^ *Hamor* deceaſed & *Zachary Cripps* & *Edmond White* yeoman wherein y^e^ ſaid *Zachary* & *Edmund* were couenanted and bound to pay vnto y^e^ ſaid Cap^t^: *Hamor*, twelue hundred waight of Tobacco in leafe the ſtalke halfe ſtript out, & twelue hundred waight more; and in y^e^ ſaid deed it was not mentioned whither this

fecond twelue hundred ſhould be paid in leafe, or wth any allowance for ye ſtalke, or not; hervppon ye Court hath ordered that according to ye cuſtome of this Cuntry that ye ſaid fecond twelue hundred ſhalbe paid vnto ye ſaid Mr *Menefy* after fiue ſcore to ye hundred & noe allowance for ye ſtalke.

ffinis Curiae

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the 9th of *January*, 1626,

THE Court at *James City* the 9th of *January*, 1626, being
p̄ſent
Sr *George Yeardley* Knt. Gouernor &c. Capt: *Smyth* Mr *Perfey* Capt *Mathews* Mr *Claybourne* Capt: *Tucker* Mr *fferrar*

Whereas Richard Tailor planter hath made complaint to ye Court that he ſuſtaineth much wronge from *Thomas Harris* and others yt plant on his diuident at ye *necke of lande; Now ye Court taking the ſame into conſideration iudge* that ye ſaid *Thomas Harris* hath done noe wronge vnto ye ſaid *Richard*, but that it appeareth by a deed vnder ye hands & ſeales of ye ſaid *Richard Tailor*, & *Willm Vincent*, & *George Grimes*, that their diuidents of cleared land ſhould then by their conſent be equally deuided betweene the ſaid *Thomas Harris* & ſuch others as were then to plant on ye ſaid land, as by ye ſaid deed bearing date ye 11th *January* 1622 doth more fully appeare. It doth moreouer appeare to ye Court by one Comiſſion graunted by Sr *ffrancis Wyatt* Knt. late Gouernor that the ſaid *Tho: Harris* & others that then intended to goe & plant vppon ye ſaid *necke of land* ſhould haue fiue acres a ſhare giuen & graunted vnto them & to theire heires & aſſignes for euer on that place, the ſaid Comiſſion bearing date the 20th of *January* 1622; And the Court doth therefore giue leaue vnto them to take vpp their ſaid ſhares of fiue acres vppon ye ſaid *necke of land*, p̄uided that they doe take it without ye lymitts and bounds of ſuch Patents as are there allready graunted.

It is ordered that *Richard Tailor* doe pay vnto *Thomas Harrys* for damage in this ſuite 20l of Tobacco, & to ſuch others as hee hath asked to be brought downe to ye Court by warrant twelue pounds of Tobacco to each one of them.

At this Court there was leave & licenſe giuen to *Edward Temple* ſeruant to Mr *Douglas* to remoue frō *Jordanes Jorney* & plant himſelfe at *Martins Brandon* according to his maſters letters

Tho: Harris ſworne & examined ſayth that he knoweth that one Cowe lately in the poſſeſſion of *Luke boiſe* named *brooken leggs* and killed by ye Indians at the *Necke of land* was one of thoſe eight cowes that Capt *John Martin* had formerly in his poſſeſſion.

Richard Tailor ſworne & examined affirmeth as much as *Tho: Harris* hath done.

At this Court was p̄ſented by *Robert Greeneleafe* one deed of gift of one hundred acres of land being his owne p̄ſonall deuident made vnto *Gregory Dory* yeoman, and the ſaid *Gregory Dory* doth at this p̄ſent deſire to haue licence to take vpp the ſame vpp towards the head of *Blunt point* River, the wch ye Court hath condiſcended vnto.

Vpon the petition of *Edward Waters* the Court hath giuen leaue vnto him to ſeat himſelfe & plant vppon the ſtrawberry bankes wthin the circuite of the Campanyes land laid out at *Elizabeth-City*, & hath graunted him a leaſe of 50 acres of land there for ye terme of ten yeares next enſueing after ye feaſt of St *Thomas* ye Apoſtle laſt paſt, and to take alonge ye banke of ye river 50 pole for ye ſaid fifty acres yeilding & paying for ye ſame yearly fiftye waight of Tob:

Vppon ye Petitions of *Richard Bridgwater John Oſborne*, *John Milnehouſe*, *Robert Hutchinſon*, *Law: Smallpage* & *Joſeph Hatfeild*, & ye reſt of ye Inhabtants of *Paſbehayes* wherein they complaine exceedingly concerning the barreneſs of ye ground whereon they plant, the badneſs of their vtterly decayed houſe, & of their ſmall ſtrength & ability to hold & defend ye ſame place, the Court hath Condiſcended and giuen leaue vnto them as being free men to remoue from ye ſaid land of *Paſbehayes* and leaue That place voide.

At

At this Court *Joſeph Hatfeild* had leaue graunted vnto him to goe & plant him ſelf at *Accawmacke.*

The ꝑvoſt Marſhalls fees

ffor an Arreſt	1[l] Tob:	one buſh. of corne.
ffor impriſonem[t] at Comeingin	2[li].,	one buſh of corne.
at his goe out	2,	one buſh of corne.
ffor ſetting by y[e] heeles	5	
ffor warning to y[e] Court	5	
ffor puniſhing any man by wipping pillory ducking &c	10[l]	
Vppon the the ordering of any act in court	1[li]	

ffinis Curiae

10[th] day of *January* 1626,

A COURT at *James Citty* 10[th] day of *January* 1626, being ꝑſent

S[r] *George Yeardley* Knt. Gouerno[r] &c Cap[t] *Smyth* Cap[t] *Mathewes* M[r] *Perſey* M[r] *Claybourne* Cap[t] *Tucker* M[r] *fferrar*

Cap[t] *Will[m] Peirce* ſworne & examined ſayth that y[e] Inuentory of y[e] Eſtate of *Robert Auſten* deceaſed by him brought into the Court, is a true iuſt & ꝑfect Inuentory to his knowledge, onely excepted ſome old cloathes & an hatt w[ch] this deponent gaue away to ſuch as tended him in his ſixnes.

The Gouerno[r] at this Court intimated his intent to take vpp one thouſand acres of land as his diuident, lyeing vppon *Blunt point* river and bounded Eaſterly by a creeke that deuideth it frō the land of *Robin Poole* & L[t] *Peppet*, next adioyning to their houſes now built, and ſoe extending Weſterly alonge the banke of y[e] river ſoe far as vnto y[e] ſame quantity of land appertaineth, Northerly vppon the ſaid *Blunt Point* river & Southerly vppon the Maine River: w[ch] thing the Court hath condiſcended vnto.

And therefore at this Court Cap[t] *Rog[r] Smyth* & Cap[t] *Willm̃ Peirce* ſignifyed their conſent and allowance to giue leaue vnto y[e] Gouerno[r] to take vpp his diuident as aforenamed And whereas there may be ſome doubt leaſt that land now take[n] vpp by y[e] Gouerno[r] ſhould fall out to be a ꝑt of their diuident, they doe bind themſelves to ſtand contented to haue ſoe much land giuen them by y[e] Gouerno[r] in ſome other place.

John Stone Blackſymth ſworne & examined ſayth that the Inuentory of y[e] Eſtate of *Walter Blake* deceaſed by him now brought into y[e] Court, is a true iuſt & ꝑfect Inuentory to his knowledge. And hath theervppon leaue giuen him to haue a letter of Adminiſtration vppon y[e] Eſtate of y[e] ſaid *Walter Blake.*

John Arondelle gent: ſworne & examined ſayth that the will and Teſtam[t] of *Thomas Hunter* brought into y[e] Court by M[r] *Edward Waters* was y[e] will & teſtm[t] of y[e] ſaid *Thomas Hunter*, & y[t] he was in ꝑfect ſenſe & memory at y[e] making of y[e] ſame.

It is ordered that *Henry Bradford* doth pay a fine of 40[l] of Tobocco for his offence of drunkennes & enter into bond of 300[l] Tob for his good behauior & appearance at y[e] next quarter Court.

At this Court there was a bond with ſecuritye vnder the hand of *Thomas Spelman* ꝑduced by Cap[t] *W[m] Tucker*, taken for the aſſurance of y[e] eſtate of *Edward Hill* deceaſed, to y[e] vſe of his child *Elizabeth Hill*, bearing date 4[th] *Nouem̃b* 1626, & theervppon a letter of Adminiſtration graunted to y[e] ſaid *Tho: Spelman.*

Whereas there is a petition ꝑferred in Court by *Philemon Powell* together with a bond of twenty pounds *Sterling* vnder the hand & ſeal of Cap[t] *John Haruy* Eſq[r] beareing date the 20[th] of *Aprill* 1626, made vnto *John Sharples*, of *London* Marchant, and now the ſaid *Philemon Powell* on y[e] behalfe of y[e] ſaid *John Sharples* demaunded to haue

paim̃t

paim^{t} of y^{e} ſame made by ſome meanes out of y^{e} eſtate of y^{e} ſaid *John Haruy, whereuppon y^{e} Court hath ordered* that y^{e} ſaid *Philemon Powell* ſhall take into his poſſeſſion the houſe and land of Cap^{t}: *Haruey* in *James Citty*, & ſhall rent or leaſe out y^{e} ſame vntill ſuch time as y^{e} ſaid twenty pounds be fully ſatisfyed, together wth a debt of wages dew vnto *John Barnard* for ſeruice done him,, *Prouided* that if he y^{e} ſaid *John Haruey* ſhall arriue here or any in his behalfe & pay y^{e} ſaid debt, that then y^{e} ſaid *Philemon Powell* ſhall deliuer vpp the ſame.

John Croodicke ſworne & examined ſayth that *Luke Boiſe* gent ſpoake to this deponent to goe to *Accawmacke* & receiue of Cap^{t}: *Willm Epes* eight hundred waight of Tobacco & did writte a letter wthall vnto Cap^{t} *Epes*, & this deponent accordingly did receiue of y^{e} ſaid Cap^{t} *Epes* the ſaid eight hundred waight of Tobacco, and that haueing the ſame aboard his boate & comeing ouer the bay the ſaid Tobacco by badd & ſtormy wether was moſt pt of it wette, But this deponent deliuered this Tob^{o} vnto M^{r} *Chamberlaine* at *Kecoughtan* according to M^{r} *Luke Boiſe* his appoinm^{t} about two years ſince.

The Court doth order that *George Trauell*[*or*] of *Accawmacke* for this yeares ſeruice being due to Cap^{t} *John Martin* by Indenture, doe pay vnto y^{e} ſaid Cap^{t}. *Martin* 360^{l} of Tobacco, and all his croppe of corne excepting 3^{b} to be allowed for his victuall, as ſoone as poſſible he ſhall or may make means to doe y^{e} ſame. And the ſaid *George Trauell*[*or*] either to deliuer vp his Indentures or to come and liue a tenant vppon his land.

Cap^{t}: W^{m} *Peirce* ſworne & examined ſayth that at the Maſſacre being ſent downe to *Martins Hundred* for y^{e} releiſe of ſuch as were left aliue & y^{e} recouery of ſuch cattle goods & Corne as was left, hee this deponent doth remember y^{t} hee brought vpp ſom corne belonging to *Rich: Staples*, and ſome alſoe from y^{e} houſe of *Walter Dauyes* that as he beſt remembreth the corne was about halfe a ſcore barrells of eares. And this deponent fourther ſayth that Cap^{t} *Willm Powell* demaunded ſome of the corne at *James City* in the right of *John Dauyes* the brother of y^{e} ſaid *Walter Dauyes*, and that was deliuered vnto him to the quantity as he remembreth of 20 or 30 barrells of eares.

Richard Dolphenby ſworne & examined ſayth that hee being a ſeruant vnto *Walter Dauis* at *Martins Hundred* knoweth that two dayes before y^{e} Maſſacre *Walter Dauis* receaued into his houſe 12 barrell of Eares, And that at harveſt there was three ſcore barrells of eares meaſured in & layed vpp in the houſe of *Richard Staples*.

Cap^{t} W^{m} *Peirce* remembreth that there was twenty barrells of Ears in the houſe of *Richard Staples* belonging vnto *Walter Dauis*.

Whereas the laſt Court day there was leaue giuen to the inhabitants of *Paſbehaye* to remoue themſelves frõ that place, *the Court doth now determine* neither to conſtraine them nor any other y^{e} inhabitants of y^{e} Maine to ſtay and inhabite there.

Chriſtopher Windmill ſworne & examined ſayth that about *Eaſter* 1624 Cap^{t}. *Douſe* being in his owne houſe did call his ſeruant *Robert Todd* vnto him & asked him for what time he came ouer wth Cap^{t} *Prince* who anſwered he came for ſeauen yeares vnleſſe he would be pleaſed to giue him ſome pt of his time, then y^{e} ſaid Cap^{t} *Douſe* told him hee would giue vnto y^{e} ſaid *Rob^{t}. Todd* two yeares of his time & ſent y^{e} ſaid *Robert* for a pen and Inke who when he came againe ſaid y^{t} he could find none, then y^{e} ſaid Cap^{t}: *Douſe* p̄ſently called this Deponent & one *Richard Raper* to be witneſſes y^{t} he did giue vnto y^{e} ſaid *Robert Todd* two yeares of his time.

Richard Raper ſworne & examined ſayth as much as *Chriſtopher Windmill* hath done before.

It is ordered y^{t} *Robert Todd* y^{e} ſeruant of Cap^{t} *Douſe* ſhall haue two yeares time abated vnto him of y^{e} ſeauen yeares w^{ch} hee ought vnto y^{e} ſaid Cap^{t} *Douſe* at his comeing ouer with Cap^{t}: *Prince*, w^{ch} ſeauen yeares to begine to be accounted at y^{e} time of y^{e} ſaid *Robert Todds* arrivall here.

It is ordered that *Michell Batt* ſhall haue leaue to remoue frõ y^{e} Maine & plant at *Smyths Mount*.

It is ordered that *Phettiplace Cloſe* ſhall have leave to remoue & plant at *Blunt point*.

It is y^{e} opinion of y^{e} maior pt of the Table [court] that *Anthony Affon* ſhall pay for

for his offence comitted in ſending a boy named *Tho: Sauadge* ouer a Creeke at *Kecoughtan* vppon Mr *Gainyes* land to fetch his Canoe on the other ſide, whereby the ſaid boy was drowned, *viz*, one hundred waight of Tobacco to Mr *Wm Gainy* who had hyred ye boy for yt yeare, & two hundred waight more to Mr *Humphry Raſtall* whoſe ſeruant he was, for that it appeareth by oath that he ye ſaid *Anthony* might wthout doubt haue ſaued the boy by wading a little into ye water, & for yt he did not aske leaue of any one to haue the ſaid boy to fetch his Canoe.

finis Curiae

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the 11th of *January* 1626,

A COURT at *James Citty* the 11th of *January* 1626, being
ꝑſent
Sr *George Yeardley* Knt Gouernor &c Capt *Weſt*. Capt *Smyth*. Capt. *Mathewes*. Mr *Perſey*. Mr *Claybourne* Capt: *Tucker* Mr *ffarrar*

Robert Adams of *Martins Hundred* ſworne & examined ſayth yt about ye middle of *Auguſt* laſt paſt hee being at Mr *Harwoods* houſe heard *Richard Crocker* ſay Capt *Hamor* & Mr *Perſey* had bought goods & ſold ſold them at an vnreaſonable rate againe & that they were vnfit to ſitt at ye Councill

Maximilian Stone of *Martins Hundred* ſworne & examined ſayth that being at Mr *Harwoods* houſe he heard *Richard Crocker* ſay that many great men went aboard ſhipps and bought many goods & ſold them againe at vnreaſonable rates, but he doth not remember the time when theſe words were ſpoken but thinketh it was before ye middle of *July* laſt paſt before the Gouernor came in.

At this Court *Tho: Doe* hath leaue giuen vnto him to remoue frō *Kecoughton* & plant at *Hogg-Iland*.

Vppon the petition of *Randall Crew* on the behalfe of *Elizabeth* his wife late ye wife of Capt. *Small*[*ey*] about 4 oxen wch ſhee taxeth the Gouernor to haue ſeized on in the time of his Gouernmt heretofore, the Court hath thought fitt to take the oath of Capt *John Martin*.

Capt *John Martin* ſworne & examined ſayth that about 4 yeares agoe Mrs *Elizabeth Small*[*ey*] being in *England* was as ſhee ſaid, ſet on by ye Company, to deliuer a petition to ye king agſt Sr *Samuell Argoll* to recouer certaine oxen of him wch hee had taken frō her in *Virginia*, hee ye ſaid Sr *Samuell Argoll* did ſoe cleare himſelfe that ſhee asked him forgiueneſs at my Lord of *Warwicks* houſe: And then afterwards Sr *Samuell Argoll* told her that ye ſaid oxen were in *Virginia* & noe body could tell her better where they were then Capt. *Tho: Graues* then liueing in *Virginia*.

John Dodds ſworne & examined ſayth that about ten dayes before the death of *Luke Boiſe* gent who deceaſed the 21th of *June* laſt paſt hee this deponent being at ye houſe of ye ſaid Mr *Luke Boiſe* who was then very ſicke ſayd that it was very good for him to make a will, then he ye ſaid Mr *Luke Boiſe* anſwered what need he to make a will for that hee had noe body to give his eſtate vnto but his child & his wife. *Whereuppon it is ordered* yt *Alice Boiſe* late ye wife of *Luke Boiſe* deceaſed ſhall haue a letter of Adminiſtration given & graunted vnto her.

At this Court there was a petition ꝑferred by Mrs *Alice Boiſe* widow agſt *Joſeph Royall* ſeruant vnto her late huſband *Luke Boiſe* & ſhewed a Couenant bearing date the 25th day *Febr:* 1625, wherein ye ſaid *Joſeph Royall* was bound vnto ye ſaid *Luke Boiſe* to ꝑforme certaine conditions therein mentioned, *whereuppon it is ordered* according to the ſaid Couenants that ye ſaid *Joſeph Royall* ſhall make or cauſe to be made gratis for ye ſaid *Alice Boiſe* her child & ſuch ſeruants as were then of his family all ſuch apparell as they ſhall weare or vſe till ſuch day & time as he ſhall depart this land, ſo longe as thoſe of ye ffamily ſhall either ſerue her or ye child.

Whereas by ye Complaint of *Thomas Weſton* Marchant it doth appeare to ye Court that

that *John Bainham* of *Elizabeth-Citty* hath paid vnto *James Carter* Maſter of the *Anne* Deceaſed ſeuenty and fowre pounds of tobacco wᶜʰ was of yᵉ eſtate of *Edward Maunder* now in *England* & was appointed by order of Court to be paid vnto the ſaid *Thomas Weſton* as to him belonging of right, *therefore the Court hath ordered* that the ſaid *Bainham*, in reguard that yᵉ ſaid paimᵗ made to *James Carter* was wᵗʰout any warrant or order, ſhall repay againe yᵉ ſaid ſeuenty fowre pounds of Tobacco to yᵉ ſaid Mʳ *Weſton*.

Robert Dennys Marriner ſworne and examined ſayth that yᵉ will of *Edmund Pitchard* ꝑduced in Court by *Patricke Kennede* was yᵉ true will & teſtamᵗ of yᵉ ſaid *Edmund Pitcharde*, & that he yᵉ ſaid *Edmund* was at yᵉ making therof in ꝑfect ſenſe & memory.

Wᵐ *Cadwill* ſworne & examined ſayth as much as the ſaid *Robert Dennys* hath done

Patrick Kennede ſworne & examined ſayth that yᵉ Inuentory of yᵉ Eſtate of *Edmund Pitchard* Purſer of yᵉ *Marmaduke*, is a full true & ꝑfect Inuentory.

At this Court *Robert Edmonds* had leaue given vnto him to remoue from *Warofquoyacke* & plant himſelfe at *Elizabeth-Citty*.

See records fol: 60.

Vppon proffe made in yᵉ Court by bills and other teſtimonyes recorded, *it is therevppon ordered* that *Patricke Kennede* ſhall pay for yᵉ debt of *Edmonde Pitchard* deceaſed vnto Wᵐ *Claybourne* Eſqʳ one hundred & fifty waight of Tobacco for one hogſhead of Tobacco wᶜʰ yᵉ ſaid *Edmund Pitchard* about two yeares ſince carried away for *England* belonging to yᵉ ſaid Wᵐ *Claybourne: And it is alſoe ordered* that he ſatisfy ſuch debts as by bill are owed vnto *George Menefy* Marchant from yᵉ ſaid *Edmond Pitchard*.

At this Court *George Menefy* of *James Citty* Marchant did acknowledge himſelf & *Thomas Branſby* of *Archers-Hope* gent to ſtand indebted by their bond vnder their hands & ſeales vnto *John Harriſon* of *London* gent one thouſand waight of Tobacco, to be paid vnto yᵉ ſaid *John Harriſon* or his Aſſignes here in *Virginia*, And now yᵉ ſaid *George Menefy* hath here in Court tendered the paimᵗ of yᵉ ſaid one thouſand waight of Tobacco to any who ſhall or may in yᵉ behalfe of yᵉ ſaid *John Harriſon* receive the ſame & giue them a ſufficient diſcharge, and this is thought good to be herby teſtifyed at yᵉ inſtance & requeſt of yᵉ ſaid *George Menefye* and *Tho: Branſby*.

Richard Dolphenby ſworne & examined ſayth that, whereas there is a bill ꝑduced by *John Dauis*, hee this deponent did about three dayes ſince read the ſaid bill conſerning two hundred waight of Tobacco, and ſaw the ſeale & hand of Mʳ *Thomas Boiſe* putt thervnto.

At this Court *Henry Gainye* was ꝑſented before yᵉ Gouernoʳ & Councill by yᵉ Prouoſt Marſhall for drunkennes, wherevppon it was ordered that hee ſhould enter into bond of his good behauior in 300ˡ To: & pay the prouoſt Marſhall twenty waight of Tobacco as being the halfe of his fine & due for informing.

The ſame time *Robert Adams* was ꝑſented likewiſe for drunkennes by yᵉ Provoſt Marſhall, & yᵉ like cenſure inflicted on him as vppon yᵉ ſaid *Henry Gainy*.

William Pilkinton ſworne & examined ſayth that the Inuentory by him ꝑſented & brought into the Court is a true, iuſt full & ꝑfect Inuentory of all the goods & debts of *John Parſons* deceſed.

12ᵗʰ of *January* 1626

A COURT at *James Citty* the 12ᵗʰ of *January* 1626 being ꝑſent

Sʳ *George Yeardley* knt. Gouernoʳ &c Capᵗ *Weſt*. Capᵗ *Smyth*. Capᵗ *Mathewes*. Mʳ *Perſey*. Mʳ *Claybourne*. Capᵗ: *Tucker*. Mʳ *ffarrar*.

At this Court *James Tooke* had ꝑmiſſion giuen him to remoue frõ the Maine wᵗʰout *James-Citty* & plant at *Mulbury Iland*.

At this Court the Gouernoʳ moued that ſome good courſe might be taken concerning the

the Cattle belonging to y^e^ Society of *Bartley* [*Berkeley*] *Hundred, wherevppon it was thought good* that M^r^ *W^m^ ffarrar* ſhould require an account of the ſaid Cattle from ſuch in whoſe cuſtody they have remained, and ſignify to the Court what nomber there is of them, that ſoe ſome courſe might be taken for better p̄ſeruing of them.

Cap^t^ *Nathaniell Baffe* ſworne & examined ſayeth that about this time twelue month this deponent being at *Kecoughtan* w^th^ Cap^t^ *Tucker*, the ſaid Cap^t^ *Tucker* deſired this deponent to tell *Henry Woodward* that he ſhould take three men of Cap^t^ *Stone*s remaineing w^th^ him, vntill that he heard frō *Canada* frō M^r^ *Raſtall*, or vntill Cap^t^: *John Stone* ſhould come in, and then he ſhould have all y^e^ content he could deſire.

Beniamin Drury ſworne & examined ſayth that about *June* laſt paſt one *Samuell Acton* ſeruant vnto *Henry Woodward* who received him of Cap^t^. *Tucker* as being one of the ſeruants of Cap^t^ *John Stone*, ſhewed vnto this deponent a noate vnder written by Cap^t^. *Tucker*, the contents whereof were as followeth: Beniamin Drury & Samuell Tabott *I deſire you to goe w^th^* Henry Woodward *to* Waroſquoyacke *& to remaine w^th^ him there, till you heare further fro your Maſter M^r^* Stone *out of* England. And *Henry Woodward* ſhewed the noate to this deponent before he went w^th^ him to *Waroſquoyacke*

At this Court M^rs^ *Alice Boiſe* bought in an Account of the Cattle depending in controuerſy betweene Cap^t^ *John Martin* & Cap^t^ *Bargraue* and deſired to deliuer them vpp out of her hands for that ſhee was vnable to giue in ſecuritye for the ſame. Whervppon Cap^t^: *Will^m^ Tucker* in y^e^ behalfe of M^rs^ *Bargraue* her kinſman the wife of Cap^t^ *Bargraue* deceaſed, did p̄ffer to giue in ſecurity to y^e^ Court & take the ſaid Cattle into his poſſeſſion, and to deliuer vpp the ſame when he ſhalbe thervnto required: *wherefore y^e^ Court hath hervnto condiſcended & doe order* that y^e^ ſaid Cap^t^ *Tucker* ſhall take y^e^ ſaid Cattle into his poſſeſſion, & this is the rather done becauſe Cap^t^ *John Martin* cannot, as hath bee demaunded of him, deliuer in ſufficient ſecurity as aforeſaid.

Vpon a ſuite p̄ferred in Court by *Henry Woodward* againſt Cap^t^ *John Stone* concerning the p̄formence of Couenants made betweene the ſaid *Henry Woodward* on y^e^ one p̄ty & the ſaid Cap^t^. *John Stone* & *Humphry Raſtall* on y^e^ other p̄ty, touchinge the deliuery of fowre men vnto y^e^ ſaid *Henry* [*Woodward*] w^th^ other conditions therin contained, *It is ordered* as followeth, that whereas y^e^ ſaid *Henry* hath formerly receaued & accepted three men ſeruants of y^e^ ſaid Cap^t^ *Stone*s & hath alſoe fayled in p̄formence of y^e^ paim^t^ of 600^l^ waight of Tobacco by him due, he y^e^ ſaid *Henry* ſhall accept of y^e^ ſaid three ſeruants receaued in full ſatisfaction of three of thoſe fowre ſeruants w^ch^ were conditioned to be deliuered vnto y^e^ ſaid *Henry*. *And it is alſoe ordered* that y^e^ ſaid Cap^t^. *Stone* ſhall deliuer vnto y^e^ ſaid *Henry* one other ſeruant apparelled according to y^e^ ſaid conditions w^th^in twenty dayes after the date of theſe p̄ſents. W^ch^ orders being p̄formed the ſaid conditions & all couenants & bonds to be vtterly voide. *It is ordered* that y^e^ charges of this ſuite ſhalbe layd vppon y^e^ ſaid *Henry Woodward*.

Henry Byfant Boatſwayne of the *Marmaduke* ſworne & examined ſayth that in *England* their ſhipp riding at an ankor at y^e^ *Cowes* one boy that was ſhipped for y^e^ account of M^r^ *Capps*, was one day about to goe aſhore, but that this deponent ſtayed him, then their Chirurgion *Richard Hewes* ſpake to this deponent that hee ſhould let y^e^ boy goe aſhoare, for he would warrant his comeing aboard again, & this deponent ſayth that y^e^ ſayd boy did afterwards come aboard againe, and after he did often goe aſhoare & come aboard againe.

Willm̄ Kedwell ſailor ſworne & examined ſayth that *Richard Hewes* their Chirurgion did ſay to this deponent that when one boy of M^r^ *Cappes* was goeing aſhoare at y^e^ *Cowes*, hee would warrant his comeing aboard againe & y^e^ boy afterwards came aboard againe.

It is ordered that M^r^ *Partrick Kennede* doe pay & ſatisfy vnto *Edward Waters* of *Elizabeth Citty* gent two hundred waight of marchantable Tobacco in recompenſe for the loſſe of one boy ſeruant belonging unto *Willm̄ Cappes*, who ran away out of their ſhipp at the *Cowes* they p̄mitting the ſaid boy to goe aſhoare of his own will whereby

he

he was loſt, & therefore it is thought fitt that reſtitution be made vnto y^e ſaid *Edward Waters* as being the lawfull deputy & Atturney vnto y^e ſaid *Willm̃ Cappes.*

Thomas Ward ſworne & examined ſayth vppon y^e thirtith day of *March* laſt paſt hee this deponent being in y^e woods at *Martins-Hundred* w^th one *Henry Elyott & Richard Croocker* they two being in ſpeech together about nailes *Henry Ellyott* ſayd that *John Day* at *Hogg-Iland* ſould nailes for a barrell of eares a Thouſand, but hee would ſell noe more ſoe becauſe Cap^t *Hamo^r* ſold nailes for a barrell of corne & 10^l of Tobacco a thouſand. then *Richard Crocker* anſwered, *I, there are two of them that are not fitt to fitt at y^e Councill table w^ch is Cap^t:* Hamo^r *& M^r* Perſey *the Marchant for they deale vppon nothing but extortion.*

In reguard of divers inconueniencies w^ch appeare to haue happened by y^e graunting of generall warrants in this Colony, too longe to relate, *it is ordered* that there be none hereafter graunted, but that it may be lawfull to put as many in any ſingle warrant as ſhall be inhabiting w^thin any one plantation.

The 13^th day of *January* 1626,

ALL being p̄ſent as the day before

The Gouerno^r & Councill taking into their conſideration the inconueniencies that myght happen vppon y^e arriuall of any forreine enemy, w^thout ſome ſpeciall order taken what courſes ſhould be followed if any ſuch thing ſhould come to paſſe, vppon full debate hereof had *haue ordered & appointed* that as concerning the Inhabitants of *Elizabeth-Citty* theſe inſtructions following be obſerued *viz* That vppon the arriuall of any ſuch number of ſhipps vppon w^ch the Coñaunder there Cap^t. *Willm̃ Tucker* ſhall haue iuſt occaſion of ſuſpect ſhall forthwith ſpeed away a boate to y^e Gouernor & then give p̄ſent Coñaund to all the inhabitants, that all his beſt & moſt able men be w^th all poſſible haſt aſſembled & drawne togeather to their Colours to w^thſtand & hinder the landing of any enimy by all poſſible means, And that he appoint another p̄tye out of y^e reſt in his beſt diſcretion & giue them inſtruction to gather y^e woemen & children & vnſerviceable people & all their Cattle together & by their beſt means to repair to *Mathews Manno^r*, where they ſhall receiue further order: And a third p̄ty amongſt whom to be ſome honeſt diſcreet men that may be allwayes ready to carry of into y^e woods all p̄uiſion of what kind ſoeuer to ſaue it from the enimy, & vppon order frõ y^e Coñander to fire any houſes & to giue their attendance about him for ſuch ſeruices. *It is alſoe thought fitt* that the Coñander vppon any ſuſpect as aforeſaid of a forreine enemy, doe cauſe all the boates & ſhalops to be filled w^th ſuch p̄uiſions as y^e people haue & to ſend then p̄ſently vp to *Newports Newes* where they may be ready vppon order giuen to to run up to *Mathewes-Mannor* there to be diſpoſed & ordered for their beſt ſafetye. *And it is further agreed vppon & reſolued* that ſtrict proclamation be publiſhed there & through y^e whole Colony that noe p̄ſon whatſoever doe p̄ly or ſpeake any wordes or make any ſignes or ſhewes of p̄ly vppon paine of death. And if any man ſhall dare to p̄ly or ſpeake to y^e enemy it ſhall then be lawfull for y^e Coñaunder in Chiefe there to call a marſhalls court & doe p̄ſent execution. And if the ſaid Coñaunder there doe find y^e enemy to be of noe greate force then he may thinke himſelfe able to w^thſtand, that hee doe not then raſhly giue order for y^e firing of any houſes but doe looſe them by degrees at as high a rate as hee can ſtill p̄uenting neuertheleſs the enemyes ſeizing on them by firing firſt.

The Court taking into conſideration that the next enſueing yeare there will be many Tenants & ſeruants freed vnto whom after their freedome there will be noe land due whereby they may w^thout ſome order taken to the contrary ſettle & ſeat themſelues diſperſedly & in noe ſuch conuenient order wherby to be a ſtrenth to y^e Colony, *haue herevppon thought fitt & accordingly ordered* that the Gouerno^r & Councill may giue vnto the ſaid ſeruants & Tenants leaſes for terme of yeares of ſuch quantityes of land

as

as ſhalbe needfull ꝑportionably to y^e^ familyes of ſuch as in that nature ſhall take leaſes of any comon lands as yet vntaken vp by any aduenturers or planters w^th^in y^e^ Colony: yeilding & payeing yearly for euery acre one pound of Tobacco.

The Court hath alſoe thought fitt w^th^ y^e^ firſt means for many conſiderations to ſeat a ſufficient ꝑty at *Kiskyacke*, both in reguard of y^e^ opportunity wee ſhall therby haue to annoy y^e^ Indians, & of a good retreate in caſe wee may haue beene ouerpowered by too powerfull a forreine enemy. And further doe reſolve yat noe people ſhalbe ſuffered to ſitt downe in diſcomodious places whereby they ſhall not conſiſt of ſufficient ſtrength

Whereas there is a Controverſy depending in Court betweene Doctor *John Pott* phiſſion & M^r^ *Claybourne* Secretary Conferning ſerteyne Cowes beloning to theire places and for that it is not yett prooved by the Doctor that thoſe Cowes were deliuered him abſolutely belonging to the phiſiſions place and for that M^r^ *Secretary* remayneth as yett altogether vnprouided for of thoſe Cowes w^ch^ ſhould formerly haue been deliud [delivered] vnto his place *the Court haue reſolved* that he ſhall haue deliured him tenne of thoſe Cowes w^ch^ doe belonge to the publique & are nowe to be deliud vp by M^r^ *Horwood* of *Martins Hundred* and doe as much as in them lyeth eſtate them to the place of Secretary requiring the ſaid M^r^ *Clayborne* to make good the number of ſeven Cowes to his ſuckſeſſors reſervinge the increaſe to him ſelfe his heires and aſſignes.

It is ordered that *Richard Crocker* of *Martins Hundred* ffor his offence in taxing Cap^t^ *Hamor* deceaſed & M^r^ *Perſey* vniuſtly of extortion & ſaying that they were vnfitt to ſitt at y^e^ Councill ſhall ſuffer one Months impriſonment & ſhalbe at y^e^ end thereof ſet in y^e^ pillory & haue his eares nailed, & ſhall farther giue bond of 300^l^ of Tob w^th^ ſufficient ſuretyes for his good behauio^r^ & to appeare at y^e^ next quarter Court.

At this Court, Cap^t^. *Samuell Mathewes* moued to haue leaue & ꝑmiſſion graunted vnto him to goe into y^e^ Bay & trade for Corne whervppon the Court taking into their conſideration the great loſſe & damadge that happened this harveſt by ill wether & great wind, whereby a very great ꝑt of o^r^ Cropps fayled, & it is to be feared leaſt ſome ſcarcitye of Corne may enſue in this Colony, *haue thought fitt & accordingly ordered* that notw^th^ſtanding all former ꝓclamations publiſhed & ſett forth to y^e^ contrary, it ſhall & may be lawfull for ſuch as ſhall be in want of Corne, haueing obtained leaue, to go into y^e^ Bay & there trade for Corne. *And in ꝑarticular doe thinke fitt* that y^e^ ſaid Cap^t^: *Mathewes* haueing ſufficiently ꝓuided himſelfe w^th^ a good Company of men & boates, munition armes offenſiue & defenſiue to goe a trading into any ꝑt of y^e^ Bay of *Cheſapeake* & that hee ſhall haue Comiſſion frõ the Gouerno^r^ for y^e^ ſaid purpoſes.

The Order in w^ch^ the Tenants of y^e^ Company are diſtributed to the Gouernor & Councill the 12^th^ of *January* 1626.

To the Governor

1. *Thomas Haruy*
Willm Baker
John Lankfeild
Edward Johnſon
Willm ffowler
John Warde
Chriſt: Windmill
Robert Goodman
Cutbert Perſon
10. *ffrancis Hill*
John Gibbs
Willm Euans
Edward Marſhall
Nicolas Weſſell
Tho: Harding
John Jaxon
Tho: Bennet
18. *John Smyth*

To y^e^ Surueyo^r^
W^m^ Joyes
&
200^l^ To:

To Cap^t^: *Weſt*
Ralfe Oſborne
W^m^ Hampton
John Jefferſon

To Cap^t^. *Smyth*
ffrancis ffowler
Chriſt: Lawſon
Steuen Webb

To Cap^t^: *Mathewes*
Chriſt: Readhead
John Butterfeild
Rich: Alford

To

To Mr *Perfey*
Willm̃ Pilkinton
John Tios
Iſmael Hill

Mr *ffarrar*
Tho: North
John Heiny

To Capt: *Tucker*
Tho: Dunthorne
John Penrife
Willm̃ Gaines

To ye ꝑuoſt Marſhall
Reignold Godwine

Capt *Wm Tucker* ſworne & examined ſayth yt the Will ꝑduced in Court was ye will of *John Buſh* deceaſed & that ye ſaid *John Buſh* was at ye time of ye makeing of the ſame in ꝑfect ſenſe & memory, the will bearing date ye 9th of *Decemb* 1624.

Whereas there are two ſeruants belonging vnto ye eſtate of *Luke Aden* deceaſed now remaining at *Accawmacke, it is thought fitt* that the ſaid two ſeruants ſhalbe at liberty to chooſe their maſters wth whom to ſerue for ye remainder of their times, & that they put in good ſecurity for ye paimt of ſoe much Tobacco to ye eſtate of ye ſaid *Luke Aden* as ſhalbe valuable for their ſervice by 4 ſufficient & indifferent men vppon oath.

Vppon ye petition of *Robert Wright* ſawyer at this Court there was leaue giuen to him to remoue frõ ye plantation where he now liueth on the other ſide of the water, to liue in ye Iland of *James Citty:* And it was ordered that the ſaid *Robert Wright* ſhall haue a plott of land graunted him to liue vppon and build an houſe.

Kelinet Hitchcock ſworne & examined ſayth that about *Aprill* laſt paſt *John Vpton* came to this deponent & deſired that he might haue the houſe & ground at *Blacke point* of my Lady *Yeardley*, giueing vnto her a reaſonable rent becauſe of ye repairing of the houſe & ye penſe, & agreed to pay one hundred waight of Tobacco, & repair ye houſe & ye ffenſe.

ffinis Curiae Quaterniae

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the 29th of *January* 1626,

A COURT at *James Citty* the 29th of *January* 1626,
ꝑſent
Sr *George Yeardley* Knt Gouernor &c. Doctor *Pott* Capt *Mathewes* Mr. *Claybourne* Capt *Tucker.*

At his Court the bond of good behauior taken of *John Snoade John Penrife & Thomas Thornebury* bearing date the 31th of *January* 1625 was cancelled, & ordered that their ſhould be a releaſe giuen them frõ the ſame.

At this Court was brought in an Inuentory of the goods of *Anne Behoute* deceaſed ſeruant vnto *Gabriell Holland* of *James Citty* Yeoman who arriued here in ye *Virgine* 1625: And the Court hath thought fitt to graunt a letter of Adminiſtration vppon the ſaid goods vnto the ſaid *Gabriell Holland.*

ffinis Curiae.

5th of *ffebruary* 1626,

A COURT at *James-Citty* the 5th of *ffebruary* 1626, being
ꝑſent
Sr *George Yeardley* Knt Gouernor &c. Capt *Weſt.* Mr. Doctor *Pott.* Capt *Smyth.* Mr. *Claybourne.*

Vppon a petition ꝑferrd in Court by *Thomas Bagwell* againſt *Thomas Harwood* of the Maine, the cauſe being euery way debated, it doth not appear to the Court that the ſaid *Tho: Harwood* hath done any wronge vnto the ſaid *Tho: Bagwell,* concerning certain couenants made wth his wife late the wife of *Thomas Allnutt, And therevppon it is ordered* that *Thomas Bagwell* doe pay the charges of this ſuite.

Whereas

Whereas there hath beene formerly a Patent of land giuen and graunted vnto *Giles Jones* of *Kecoughtan* Yeoman bearing date the 14th of *December* 1619, for fifty acres of ground vppon the Eaſterly ſide of *Southampton* river at *Kecoughtan* as ꝑt of the divident of *Elizabeth* the wife of the ſaid *Giles Jones* an Ancient Planter and that it now appeareth to fall wthin the Compaſſe of thoſe 3000 acres of land formerly layed out for the vſe of ye late Company in that place And whereas now this ſaid land is ſold by the ſaid *Giles* & ye ſaid *Elizabeth* vnto *Tho: fflynt* gent and that ye ſaid *Thomas fflnyt* wth his people is ſeated therevppon: *The Court therefore vpon full debate hereof had haue ordered* that the ſaid *Thomas* ſhall haue leaue to take vp the ſaid fifty acres in ſome other place, in reguard that it falleth out to be wthin the compaſſe of ye Companyes land aforeſaid and that farther in favor vnto him in conſideration of his paynes beſtowed on the ſaid land, that the ſaid *Thomas* ſhall haue a leaſe of the ſaid fifty acres graunted vnto him for ten yeares, yeilding and paying yearly for ye ſame 50l of tobacco.

At this Court Lt. *Thomas fflynt* made petition that he might haue leaue to take vpp that ꝑcell of land called *ffox Hill* at *Kecoughtan* for ꝑt of his Divident, ꝓuided that the ſame doe not fall out to be wthin the Companyes land wch accordingly was graunted vnto him.

John Howe gent ſwore & examined ſayth that the will & Teſtamt ꝓduced in Court of *Willm ffofter* deceaſed was the true will of the ſaid *Willm ffofter* & that the ſaid *Willm* was then in ꝑfect ſenſe and memory.

Wheras there was an Order of Court made the 20th of *December* 1624 concerninge *Henry Wilſon* & *Willm Muñs* ſeruants vnto Capt *John Ward* now reſident in *England*, it being then ordered that the ſaid *Wilſon* & *Muñs* ſhould plant for themſelues for that yeare becauſe that they pleaded that they had ſerued Capt *Ward* nere vppon the full time of ſeruice that was due from them, & yet then knew not how to be ſatisfyed for 50 acres of land victualls apparell tools and other things due to be deliuered vnto them after the time of their ſeruice. And it was then ordered that they ſhould enter into bond to ſatisfy Capt. *Ward* for ſuch further ſeruice as ſhould be proued to be dew from them before the firſt of *January* 1625. *Now the Court at this time do order*, in reguard that there hath not hithertoo been any ſuch proofe made frõ Capt *Ward* or any for him, that the ſaid *Henry Wilſon* & *Willm Muñs* ſhalbe at liberty to plant for themſelues And that if they doe enter into ſufficient bond to be anſwerable to all ſuites & demaunds of the ſaid Capt *Ward* to ſaue the Court harmeles, that then they may haue their freedomes graunted vnto them.

It is likewiſe ordered that *Chriſtopher Barker* late ſeruant vnto Capt *Ward* ſhall haue his freedome graunted vnto him and doe enter into bond to ſaue the Court harmeleſſe agſt any ſuites & demaunds made by the Capt: *Ward*.

Here follow two Interrogatoryes concerning wch Capt: *Willm Epes* deſired to haue Capt *John Wards* men to be examined.

1 *What Croppes of Tobacco & Corne doe you know that Capt* Epes *hath reaped at any time for Capt* John Ward.

2 *What Goods doe you know that Capt* Epes *hath at any time brought of* [*off*] *fro Capt* Wards *plantation either before or ſince the Maſſacer.*

1 *Chriſtopher Barker* ſworne & examined ſayth to the firſt Interrogatory that for the next Sumer after that Capt *Willm Epes* receiued the ſeruants of Capt *John Ward* there was noe Croppe of either Corne or Tobacco planted by the ſaid Capt *Epes* it being the ſumer after the Maſſacer, but about *Auguſt* they went to *Accawmacke* & were imployed in building one houſe to ſhelter themſelues; (And About *Nouember* next this deponent & *Thomas Powell* left Capt. *Wards* ſeruice.

2 To the Second he ſayth that Capt *Epes* before the Maſſacer tooke from the plantation of Capt *Ward* about 60l of Tobacco wch this deponent ſaw deliuered for to furniſh the ſeruants wth ſome neceſſaryes & one barrell of peuter; & after the Maſſacer he ſayth that Capt. *Epes* had nothing, but ſent his boate & men and brought away ye ſeruants, & that there was nothing ſaued belonging to Capt *Ward* but a bed & a rugg, and the houſes and all the goodes in them were burnt about 4 dayes after.

Wm Munns his oath concerning the two Interrogatoris aforeſaid.

1th To the firſt he ſayth that the yeare after the Maſſacer there was noe Croppe reaped; And the next yeare this deponent cannot iuſtly ſay what the Croppe of Tobacco came vnto, but it was ſayd then that it was 3000l of Tobacco for the whole Croppe betweene Capts *Epes* his men & Capt *Wards* men, thoſe of Capt *Wards* men being fowre men, & Capt *Epes* his men, five, beſides Capt *Epes* had the helpe of three *dutch* men two of them continueing frõ *June* till the Croppe was in the third frõ *June* till the middle of *Auguſt*. And they had but half an acre of Corne about the houſe. The third yeare he knoweth not what was reaped for the Croppe.

2 To the ſecond this deponent ſayeth that Capt *Epes* before the Maſſacer tooke away frõ Capt *Wards* plantation a barrell of peuter, & he knoweth of nothing elſe at any time, but ſayth that Capt. *Epes* wth his brother Mr. *Peter Epes* came & fetcht of the ſeruants of the ſaid Capt. *Ward*.

Henry Wilſon his oath concerning the two Interrogatoryes aforeſaid.

1 To the firſt he ſayth in all points as *Willm Munns* hath ſayd before.

2 To the ſecond he ſayth that ſome Tobacco was ſent for before the Maſſacer by Capt *Epes* to buy the ſeruants apparell, but elſe he knoweth of nothing that euer Capt *Epes* had frõ Capt *Wards* palntation.

Peter Stafferton ſworne & examined ſayth that as concerninge the Couenants p̃duced in Court betweene *John Williams* Marchant & *William Louell* Maſter of the ſhipp called the *Aid*, that this deponent was p̃ſent when the ſayd Couenants were read before Mr *Williams* & Mr *Louell* & that the ſame were presently ſealed ſigned & deliuered.

19th of *February* 1626,

A COURT at *James Citty* the 19th of *February* 1626, being p̃ſent

Mr. Doctor *Pott*. Capt *Smyth*. Capt *Mathewes*. Mr. *Secretary*. Mr. *ffarrar*.

It is ordered that there ſhall be a warrant ſent vp vnto *Sherley Hundred* in ye Maine, that *John Ewins* & *Jane Hill* ſhould be ſent downe to *James-Citty*, & there to be examined concerning ſuch leud behauior as hath bin betweene them.

Patricke Kennede marriner ſworne & examined ſayth that as concerning thoſe words wch Mrs. *Alice Boiſe* taxeth Capt *Hudleſton* to have accuſed her wth at Capt *Martins* plantation, *viz* that he the ſayd Capt *Hudleſton* ſhould there ſay that Capt *Epes* had the vſe of her body that night that he lay in *James Slights* houſe, or elſe that he ſaid he neuer had the vſe of his owne wife, more then Capt *Epes* had of her yt night; this deponent ſayth he did not heare Capt *Hudleſton* ſpeake the ſame wordes, but that Capt *Hudleſton* ſayd there was very vnfitting behauior betweene them.

Philemon Powell ſworne & examined ſayth that he hath not receiued (according to his Inuoice) frõ aboard the *Marmaduke* two runletts, *viz*, the one being eight gallons of Aquavitae & ye other 21 gallons of *Canary* wine.

It is ordered that *Patricke Kennede* Purſer of the *Marmaduke* doe ſatisfy *Philemon Powell* Marchant for one runlet of eight gallons of aquauitae, & for another runlet of 20 gallons of *Canary* wine. And further for that it appeareth plainly that the ſaid *Philemon Powell* hath receiued much wronge & damadge in many of his runlets of wine & liquor, ſome being wanting and one being deliuered aſhore empty, wth a peg in it, & one of ye ſailors ſeene drinking at another, *it is therevppon ordered* that the ſaid *Philemon Powell* be ſatisfyed by ye ſaid *Patrick Kennede* for fiftene gallons of wine in recompenſe of the ſaid wronge & damage

James Slight Yeoman ſworne & examined ſayth that hee neuer heard Capt *Hudleſton* say

ſay that if ever hee the ſayd Cap^{t} *Hudleſton* had the vſe of his owne wives bodye that then Cap^{t} *Will^{m} Epes* had the vſe of M^{rs} *Alice Boiſe* her body that night when they lay at his y^{e} ſaid *James Slight* his houſe.

At this Court M^{rs} *Alice Boiſe* deliuered in the Inuentory of all her Huſbands *viz* M^{r} *Luke Boiſe* his goods & of all his Eſtate vppon her Corporall oath then adminiſtred vnto her.

Cap^{t} *John Huddleſton* ſworne & examined ſayth about the firſt day of *ffebruary* laſt paſt he this deponent being at *Martin Brandon* at the houſe of *James Slight* & *Bridges ffreeman*, there being then in Company alſoe M^{rs} *Alice Boiſe* Cap^{t} *Willm̃ Epes* & divers others, the ſaid Cap^{t} *Epes* comeing there aſhoare about eight of y^{e} clocke at night, after three or fower howres haueing drunke ſome two or three gallons of wine amongſt halfe a dozen of them they went to goe to ſleepe, & the ſaid Cap^{t} *Epes* finding ſhelter on y^{e} bed pulled of his cloathes & went into bed & about one houre after, the ſaid M^{rs} *Alice Boiſe* asked this deponent if he would goe to bed to the ſaid Cap^{t} *Epes* w^{ch} hee denying ſhee lay downe vppon the bed beſides Cap^{t} *Epes* wth her cloathes on, & then this deponent went and layd himſelfe downe vppon a cheſt that ſtood by the beds ſide cloſe by y^{e} ſaid M^{rs} *Boiſe*. And then after a while there was ſoe great a motion in the bed that this deponent roſe and ſayd *for ſhame doe not doe ſuch thinges before ſoe many people* then the ſaid Cap^{t} *Epes* anſwered *fye brother thats too plaine.*

Patricke Kennede ſworn and examined ſayth that about the breaking vp of y^{e} laſt ffroſt he this deponent being at *Martin Brandon* wth many others Cap^{t} *Epes* one day about eight of the clocke at night came thither and after they had drunke two or three gallons of wine he the ſayd Cap^{t} *Epes* being in drinke asked were hee ſhould goe to bed & M^{rs} *Alice Boiſe* anſwered that there was a bed in y^{e} next houſe and if it pleaſed him hee might goe to bed there, and therevppon taking a paire of ſheetes w^{ch} ſhee there made, went and layd them vppon the ſaid bed & after that the ſaid Cap^{t} *Epes* went to bed lying next to y^{e} wall, then p̄ſently M^{rs} *Boiſe* demanded of Cap^{t} *Hudleſton* wither he would goe to bed, who anſwered unto her *lye you downe*, wherevppon ſhee layd her ſelfe vppon the bed in her cloathes; then this deponent a little while after heard a great buffleling and iuggling of the bed, and ſayth that he heard wiſpering betweene M^{rs} *Boiſe* & Cap^{t} *Epes;* and at y^{t} time Cap^{t} *Hudleſton* came from the cheſt vnto the fire & ſaid *ffy brother this is not fitting amonge ſoe much company* wherevppon Cap^{t} *Epes* replyed againe *ffy brother thats too plaine.* Afterward this deponent about the middle of the night heard anōther great buffleling in the bed, And againe about two howres before the morning he this deponent heard againe a [great buffleing in the bed] w^{ch} waked this deponent, at w^{ch} time he ca[lled] *John Croodicke* who lay beſides this deponent by y^{e} fire ſide, and ſayd to him *what do you heare* John, werevppon he put his head out of his gowne, and asked this deponent *what buffeling is that*, werevppon this deponent replyed *I haue heard the like two or three times before*, and this deponent turning his face towardes the bed, then the buffleling was gone, and then ſaw M^{rs} *Boiſe* riſe frō betweene the ſheetes & tooke and ſhaked her petticoates downe, ſoe wth that im̃ediately ſhee went out of dores, not hauing her gown on, but afterwards came in & went towardes the bed: then this deponent couered himſelfe over head and eares, but when he roſe he ſaw M^{rs} *Boiſe* to haue her gowne on.

James Slight ſworne and examined ſayth that Cap^{t} *Epes* being in bed between the ſheetes & M^{rs} *Alice Boiſe* being layd downe vppon y^{e} bed he this deponent in y^{e} night three or fowre times heard a great crackling of the bed, and heard Cap^{t} *Hudleſton* riſe twice in the night, and ſayd it was not a place fitting that ſuch doing ſhould be before ſoe much Company & Cap^{t} *Epes* replyed, *ffy brother that* [*is*] *too plain* [And further] he cannot ſay.

the 26th

the 26th of *ffebruary* 1626,

A COURT at *James Citty* the 26th of *ffebruary* 1626, being
p̄ſent
Sir *George Yeardley* Knt Gouernor &c Capt *Smyth* Mr *Secretary*.

See ye Inuentory

At this Court was deliuered in at [an] Inuentory of one *Margaret Byard* who deceaſed aboard the *ffurtherance* bound for this Country about the third day of *Auguſt* 1622, of all the goods & chattles that came to the hands of Capt *Nathaniel Baſſe* vppon his Corporall oath then taken.

Willm̃ Newman being examined ſayth that being required to prayſe the goods of one *Margarett Bayard* he prayſed the ſaid goods vppon his oath & he knoweth of noe other goods belonging to the ſaid *Margarett* wch are not ſett downe in the Inuentory.

Henry Coleman being examined ſayth that he knoweth of noe other goodes or anything belonging vnto *Margarett Bayard* wch are not downe in ye Inuentory.

Roger Thomſon ſworne & examined ſayth that in *June* 1620 there were fowre old cowes & 15 calues & an old bull deliuered by the Gouernor to Mr. *John Pountis* at *James Citty* for the vſe of Mr. *John Woodall*. And this examinate ſayth that Mr. *Pountys* ſold two oxen of the ſaid Cattle deliuered as aforeſayd vnto Capt *Sampſon*, and further ſayth that the Gouernor ſince his laſt arriuall hath killed of thoſe cattle one yearling bull calfe, & one ſucking calfe of an heifer, and one barren heifer and one ſtere of 4 yere old. Laſtly he ſayth that there died in the keeping of *John Oſborne* one cow calfe of the increaſe of this ſaid cattle & *Richard Pierce* killed one other calfe of the ſame ſtocke. This examinate alſoe ſayth that there are now remaineing of the ſayd Cattle 4 old cowes, 4 ſteres, one bull of two yeares old, a little ſtere of two yeare old, one yearling oxe calfe, & one yearling cow calfe, & one yearling bull calfe, And one cowe calfe of a month old. This deponent alſoe ſayth that Mr. *Pountis* the yeare after the Maſſacer in the winter time loſt ſix of the number of thoſe cattle.

Henry Bradford aged about 36 ſworne & examined ſayth that he remembreth that there were certaine cattle in the poſſeſſion of Mr. *Pountis*, but the number of them he knoweth not, but ſayth that Mr. *Pountis* ſold two heifers to Capt *Willm̃ Peirce*, & one calfe Mr. *Pountis* killed, & *Richard Peirce* killed one calfe of the ſaid Mr. *Pountis* his Cowes. And further ſayth that one cowe calfe died in the hands[?] of *John Oſborne*. And ſayth alſoe that the gouernor ſince his comeing in hath killed one yearling calfe & one ſucking calfe, one barren heifer, & one ſtere. And this deponent further ſayth that of the ſayd Mr. *Pountis* his Cattle there remaine 4 Cowes, 4 ſteres, one two yeares old bull, one ſtere two yeares old, one bull two yeares old, one ſtere of one twelue month old, & one bull of a twelue month old, And one old bull remaineing at *hogg Iland*

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the 5th of *March* 1626

A COURT at *James Citty* the 5th of *March* 1626 being
p̄ſent
Sr *George Yeardley* Knt Gouernor &c. Doctor *Pott*. Capt *Smyth*. Mr *Claybourne*.

Seriant *John Harris* ſworne and examined ſayth that about the firſt of *ffebruary* he being at *Martin & Brandon* at *James Slights* houſe about twelue of the clocke at night Capt *Epes* & Mrs *Boiſe* came in to the ſaid houſe, and then the ſaid Capt *Epes* being ſomewhat in drinke went to the bed, and afterwards the ſaid Mrs *Boiſe* putting of her gowne & her vpper petticoate went in to bed alſoe betweene the ſheats wth one of her petticoats on, then p̄ſently there was a great ſtirring & motion in the bed betweene the ſaid Capt *Epes* and Mrs *Boiſe*, then Mrs *Boiſe* ſaid *Oh my ſide*, then Capt *Hudleſton* roſe & ſaid *I am aſhamed to ſee ſuch doings before ſoe many people*, then Capt *Epes* anſwered

anſwered *Oh brother thats too plaine* After that there was a iogging & ſtrivinge between them & Mrs *Boiſe* ſaid the ſecond time *oh my legg*, & the third time, *oh my legg next the wall*, & at the laſt time ſhee ſaid *I pray let it alone while the morning:* And this deponent ſayth that he is not able to ſay that Capt *Epes* was vppon the ſayd Mrs *Boiſe*, but ſayth that the cloathes were raiſed to a great higtht. And about [an] howre and an halfe before day the ſayd Mrs *Boiſe* ruſe [aroſe] and ſhaked her petticoate . . . and then p̄ſently . . . put on her cloaths and lay vppon the [bed] againe as at the beginning of the ni[ght].

Bridges ffreeman ſworne & examined ſayth that Capt *Epes* being in bed at this examinates houſe Mrs *Boiſe* went and layd herſelfe vppon the bed vnder the couerlett, & ſayth yt for a great p̄t of the night he heard a great motion in the bed, and at that time Capt *Hudleſton* roſe vp and ſayd *theſe things are not fitting before ſoe many people* and then Capt *Epes* anſwered *fy brother thats too plaine.* And this deponent ſayth moreouer that in the time of the ſaid motion Mrs *Boiſe* ſaid *oh my ſide, oh my thigh, oh my legg that is next the wall.*

John Ewins being examined ſayth that about *Auguſt* laſt paſt he made ſoue vnto *Jane Hill* the daughter of goodwiffe *roſe* being in the Tobacco houſe, he asked the ſaid *Jane Hill* to lye wth her, but ſhee denyed him and ſayd *the boyes in the houſe will heare*, and ſhee would come forth vnto him an howre after, wch this examinate did goeing out of the dwelling houſe an howre after into the tobacco houſe and ſhe p̄ſently followed [him] and there hee had her conſent and did then lye wth her in the ſaid Tobacco houſe. And this examinate further ſayth that divers other times both in the ſaid tobacco houſe and in the dwelling houſe he had the vſe of her body. And ſayth wthall that he then p̄miſed to marry her and ſhe gaue her good will vnto him.

Jane Hill ſworne and examined ſayth that the laſt yeere before *John Ewins* came to liue at their plantation being there at her mothers houſe the ſaid *Ewins* asked her to loue him, & ſhe anſwered ſhee could not tell vntill hee came vp, and ſoe afterwards when he came vp to liue there he often vrged her and about the beginning of *Auguſt* her mother being gon forth to a womans labor, ſhee this examinate being in the Tobacco houſe wth him ye ſaid *John Ewins*, he asked her to lye wth her, but ſhee denyed him, but p̄miſed to come to him an howre after, wch according to her p̄miſe ſhee did, and then he offering to haue the vſe of her body ſhee cryed vnto him and then he ſayd *peace the boyes in the houſe will heare* and ſoe ſhee ſuffered him quietly & willingly [to m]ake vſe of her body, and he [told] her, that it was nothing, ſeing that he purpoſed to marry her, and ſhee further ſayth that he had the vſe of her body diuers times after, and ſayth alſoe that ſhee then loued him and did p̄miſe to marry him, but now ſhee cannot find in her heart to loue, neither will ſhee marry him. ffurther this examinate ſayth that diuers times when ſhee was vnwilling to goe wth him, hee told her that if ſhee would not he would make her mother to beate her.

It is ordered that *John Ewins* for his offence in that he hath lewdly behaued himſelf towards *Jane Hill* and layne wth her diuers times, ſhall receive forty ſtripes wth a wippe here at *James-Citty*, and then be ſent vpp to the plantation of *Sherly-Hundred* where he comitted the falt & receiue forty ſtripes more before the officers & people of that place.

It is likewiſe ordered that *Jane Hill* for that ſhee hath often times comitted fornication wth *John Ewins* ſhall vppon the next *Sunday* during the time of devine ſeruice ſtand [vp in] Church in a white ſheete at *James Citty*, and [afterw]ards be ſent [vpp to the plantation of *Sherly-Hundred*] and there [on the *ſab*]*ath* day [do likewiſe]

12th of *March* 1626,

A COURT at *James Citty* the 12th of *March* 1626,
p̄ſent
Sr *George Yeardley* Knt Gouernor &c. Capt *Weſt:* Mr Doctor *Pott:* Capt *Smyth:* Mr. *Secretary.*

At this Court *James Chambers* had leaue giuen him to remoue from the other ſide of the water & plant at *Hogg Iſland* with Mr. *Chew.*

Wheras Willm̃ Baker Tenant & *Jonas Raleley* of *James-Citty* Iland planters haue abſented themſelues from p̄formeing their duaty of watching, and haue, contrary to An Order & p̄clamation in that caſe p̄uided, remoued them ſelues and ſtayed at *Hog-Iland* for the ſpace of nine dayes, *it is therevppon ordered* that the ſaid *Willm̃ Baker* and *Jonas Raleley* ſhall pay the fine in that caſe p̄uided by the ſaid p̄clamation.

Leonard Pedocke ſworne & examined ſayth that about the ſeaventh of *ffebruary* being in ye good ſhipp called the *Saker* at *Matalina* in the *Weſt Indyes* there were diuers people of their Company about ten of the clocke in the morning on ſhoare ſlaine by ye Indians, but towards the Eueninge, he ſayth, there were twelue or ſixtene of the ſaid people remaineing aliue on ſhoare vnder a rocke, A[nd this] deponent further ſayth that about three of the clocke in the afternone Mr. *Douglas* Maſter of their ſaid ſhipp wieghed Ancor and came in wth the ſhoare as nere as he durſt for comeing aground, being about the diſtance of muskett ſhott from the ſhoare or leſſe, then p̄ſently there were ſome appointed to play their ſhott towards the ſhoare to ſaue the people and others imployed about making of a raft, wch was finiſhed & went towards the ſhoare about the ſhutting in of the Euening wth fiue men vppon the ſame one of them haueing a gunne, and lines being tyed to the raft to hale it aboard when need required, but as ſoone as the raft came nere the ſhoare two of the fiue forſooke the raft & lept into the water, and the other three cryed out vnto ye ſhipp to hale aboard or elſe they were all loſt, then the raft was haled aboard: Afterwards this deponent ſayth that being come aboard, their Maſter called vp all the people both ſeamen & paſſengers, & ſayd *what ſhall wee doe to ſaue our people on ſhoare*, & ſayd he himſelf would hazard his life to ſaue them, wherevppon this deponent and all the reſt of the Company anſwered the Maſter *wee dare not doe any thing more then we haue done our liues are as deere to vs as theirs*, and ſoe vtterly denyed their helpe vnto the Maſter. Afterwards about 9 of clocke [at] night the Maſter waighed Ancor & ſtood vpp the Bay fearing . . . the ſhoare, and the next morning the wind was ſoe ſtrong agſt them as they could not fetch the place as it ſeemed to this deponent, but their ſhipp was driuen to leeward, before the wind ſeaſed, 6 leagues, and then it fell calme, and afterwards the Maſter ſteered away his courſe.

Thomas Gregory Purſer of the *Saker* ſworne and examined ſayth that being on the raft wch was ſent on ſhoare to ſaue ſuch of their people as remained aliue at *Matalina*, being, as he thinketh to ye nom̃b of 12 or ſixtene, they came wthin two pikes length of the ſhoare and very nere the people, who ſaued them ſelues vnder a rocke frō the Ambuscade of the Indians ouer their heads & on both ſides, then this deponent called to the people on ſhoare to come of vnto them and lay hold on the raft & they would ſaue them, the people denyed to doe it, ſayeing that they durſt not for feare of the Indians wch lay ouer their heads & on both ſides, while they were in this p̄ly the Indians diſcouered themſelues and ſhott both at [thoſe] on ſhoare & thoſe vppon ye raft, were[vppon] two of [the ſailors] quit[ted] the ra[ft and jumped] into ye ſea & ſwum̃e towards the ſhipp, then this deponent & the other two as were left ſeing themſelues in danger cryed out to the ſhipp to hale them aboard, wch was p̄ſently done, & further ſayth as much for the reſt as *Leonard Pedocke* before hath done.

John Neeles ſaylor, *Henry Speed* ſailor, *Richard Carwithey* ſailor, *Willm̃ Thrinne* ſailor, ſworne & examined ſay as much as *Leonard Pedocke* before hath done, And further ſay that the wind the next morning was ſoe ſtronge agſt them that they could not poſſibly

gett

gett into the roade but were driuen fiue or fix leagues to Leeward, but then they had a calme and eafy variable gales for 24 howres after, foe at laft being out foe far to leeward and not haueing any wind to bring them into the harbo[r] they ftered away their courfe.

Willm̃ Douglas Marriner and *Thomas Gregory* fworne & examined fayth that the Inuentory by them brought now into the Court bearing date the firft of *March* 1626, of all fuch goods as any way belonged vnto Cap[t] *Willm̃ Holmes* at the time of his death, is a true & ꝑfect Inuentory to their vtmoft knowledge.

John Southerne gent fworne & examined fayth that himfelfe *Randoll Smallwood*, *Thomas Crampe* & *Gabriel Holland* being choofen vmpyres & Arbitrators betweene *John Vpton* & *Caleb Page* concerning accounts in copartnerfhipp betwixt them, they the faid Arbitrators did fee both their accounts, and therevppon Arbitrated the matter as in a fcedule bearing date the x[th] of *ffebruary* laft appeareth, And further fayth that at that time there was noe other account nor any thing elfe mentioned that was not then fet downe. And that they corrected each others account before the arbitram[t] made by them.

Randall Smallwood fworne & examined fayth as much as above fayd by the faid *John Southerne*.

John Headland Marriner and Maftor of the *Peter and John*, & *ffrancis Moyne* purfer fworne & examined fay, that they being at *Graues End* M[r]. *George Sandys* haueing fhipped feauen feruants aboard, and payd for the paffage but of fix, and for the feauenth named *John Blockfon* fayd if that Cap[t] *John Preene* did not thinke good to accept of paim[t] for his paffage in the Country of *Virginia*, that then faid Cap[t] *Preene* might either turne the faid *John Bloxfon* afhoare or doe what he would w[th] him.

Wherevppon, it is ordered, that notw[th]ftanding the Indentures of the faid *John Bloxfon*, bound vnto y[e] abouenamed M[r]. *Sandys*, that Cap[t] *Preene* fhall difpofe of the faid *John Bloxon*, and further the faid Cap[t] *Preen* to make fatisfaction vnto M[r]. *Sandys* his Atturny in this Country for fuch apparell as hath been deliuered vnto y[e] faid *John Bloxon* belonging vnto the faid M[r] *Sandys*.

Whereas M[r]. *Richard Kingfmell* in the behalfe of M[r]. *Abraham Perfey* hath made complaint that certaine damage hath been done vnto the faid *Abraham Perfey* in fome of his goods brought ouer in the *Peter and John*, the Court haueing had full debate & confideration in this matter doe not fee caufe that any recompenfe be made for the faid damadge but that it happened either by the leaking of the faid caske or badnes of the fame.

Peter Andrewes Marriner & *Robert Hutchinfon* marriner fworne & examined concerning fome fighting betweene *Robert Cooke* & one *Tho: Lawley*, fay, that they neuer knew nor heard any thing concerning the fame, in the time that they were at fea.

Abraham Binfteed fworne & examined fayth that about three weekes or a month before their arriual in this Country in y[e] good fhipp called the *plantation* being betweene the decks in his Cabin, he faw one *Robert Cooke* & one *Thomas Lawley* falling out & rangling where vppon the faid *Cooke* tooke the faid *Lawley* by the coller of his dublett before, and puſhed the fayd *Lawley* foe that he brought him allmoft vnto the decks of the fhipp that they ftood vppon, And this deponent farther fayth that the faid *Cooke* did not then beate the fayd *Lawley* either on the hea[d] or otherwife, nor did then fett his foot or his knee vppon the fayd *Lawley*, nor neuer heard the faid *Lawley* complaine of any hurt that he then receaued, And this deponent further fayth that the faid *Cooke* did not offer the faid *Lawley* any other violence or hurte at that time, but that they were then ꝑfently ꝑted, And fayth that notwithftanding he this deponent lay in the Cabin oppofite ag[t] the faid *Lawley* he neuer heard him complaine of any hurt that the faid *Cooke* had done, and neuer faw him fpitt bloud.

There was a petition ꝑferred by *Alexander George* ag[t] the Company of the *Peter and John*, Now the Maſter Mate *Heugh Wefton*, the Quarter Maſters & Coupers haueing taken their Corporall oathes that neither themfelues nor any other ꝑfon whatfoeuer on y[e] fhipp to their knowledge did peirce or drawe any of that butt of wine for w[ch] he

required

required reſtitution in his ſayd petition, & it appearing thereby & by other circumſtances that it might eaſually leake out, the Court findes noe cauſe whereby to lay any damadge vppon y^e^ ſhipp or Company.

Vppon the petition of *Arthur Smyth* and there being p̄duced in Court one bond of *ffarrar fflinton* & the ſaid *Arthurs* to deliuer two men ſeruants vnto *John Bainham* or his Aſſignes or to pay 500^l^ of Tobacco, & one other bond of the ſaid *ffarrars* made vnto the ſaid *Arthur Smyth* to deliuer one ſeruant vnto the ſaid *Arthur* or elſe to forfeite ſix ſcore waight of Tobacco & fowre barrels of Corne, And one other Couenant made by the ſaid *ffarrar* vnto *John Snoade* to ſend the ſaid *John* one Youth of 17 yeares or there abouts or to pay in forfeiture 250^l^ of Tobacco. Now in conſideration hereof and that *ffarrar fflinton* is not here in this Country nor any other attourny to anſwere for him, *the Court hath thought fitt* that order be ſent downe to Cap^t^ *Tucker* that ſoe much of the eſtate of the ſaid *ffarrar* remaineing in this Country, be deliuered into the poſſeſſion, of the three forenamed creditors as will ſatisfy his ſaid bonds & Couenants to them made p̄uided that noe man, on the behalfe of the ſaid *ffarrar*, can ſhew any cauſe to the contrary for y^e^ p̄ſent, or if the ſaid *ffarrar* or Atturny for him ſhall be in this Country w^th^in a twelue month and a day next enſueing the date hereof they the ſaid three forenamed Credito^rs^ ſhall be lyable to anſwere vnto any ſuite or ſuites of the ſaid *ffarrar* or his Atturney concerning the ſaid debts.

Oathes taken before S^r^ *George Yeardley* Knight &c & M^r^ *William Claybourne* Secret &c the 16^th^ day of *March* 1626

John Wayne ſworne & examined ſayth that about three weekes before their arrivall in this river in the ſhip called the *Plantacon* ther was a falling out betwene *Thomas Hitall* & *Thomas Lawley*, whervpon *Rob^t^ Cooke* interpoſed himſelf & towld the ſ^d^ *Lawley* he would not ſuffer him to abuſe any of his mates, vpon w^ch^ they fell to words & the ſ^d^ *Cooke* tooke the ſ^d^ *Lawly* by the Coller & thruſt him from him, & ſettled him vpon a Cheſt that was nere to him & ſoe this depoñt forthw^th^ p̄ted them & ſaith that there was noe other blowes betwene them, nor did the ſ^d^ *Cooke* ſett his foote or his knee vpon the ſ^d^ *Lawleys* breſt or offered him any further violence whatſoeu^r^, & further this depoñt ſaieth that he neu^r^ [never] ſaw the ſ^d^ *Lawley* at any tyme to ſpitt bloud nor eu^r^ heard him Complayne of any hurt that he had received by meanes of the ſ^d^ *Cooke*.

Chriſtopher Cutler ſworne & examined ſayth & affirmeth in all poynts as *John Wayne* abouſ^d^.

Edward Garen aged 38 ye^rs^ ſworne & examined ſayth that about a moneth agoe in his goeing vp w^th^ *Thomas Lawley* to his Plantac̄on ſtayed for the tyde one night at Cap^t^ *Martyns* the tyde being come he called for his people to come aboard & ſpyeing the ſ^d^ *Thomas Lawley* to be behind he demanded of him why he could not goe as faſt as the reſt the ſ^d^ *Lawley* anſwered *while I was aboard the ſhipp called the* Plantac̄on *ther was one gaue me a blowe w^th^ his elbowe one the breſt w^ch^ hath made me eu^r^ ſince haue ſuch a payne that yt greues me to goe & I can ſcarce fetch my breath* ſoe they went into the boate & the next day after arived at home at *Sherly hundred*, & the where the ſ^d^ *Lawley* fell very ſicke, & being not able of him ſelf to come out his bed this depoñt helping him the ſ^d^ *Lawley* ſayd theſe words *Oh lord maſter the blowe that Robin gaue me will ſurely be my deth*, & then w^th^in one q^r^ter of an hower after he departed this liſe, this depoñt ſayth further that the ſ^d^ *Lawleys* breſt after he was dead ſemed blacker then any other p̄t of his body, this depoñt ſayth alſoe that he neu^r^ ſaw the ſ^d^ *Lawley* at any tyme to ſpitt bloud neither did eu^r^ heare him the ſ^d^ *Lawly* complain of ſpiting bloud.

John Humfrys aged 23 y^rs^ ſworne & examined ſayth, that about a fortnight before they m[ade] the Land in the ſhip the *Plantacon*, one *Rob^t^ Cooke* and *Thomas Lawley* ſquabled aboard the ſhipp & were redy to fall by the eares whervppon diu^rs^ [divers] caled to this depoñt & willed him to come & p̄t them, but before he came they were p̄ted & ſtod wrangling & ſquabling together, & ſuddenly after being in goeing to bed the

the ſd *Lawley* Complayned to this depoñt that his breſt was very ſore & ſayd that *Robert Cooke* tripping vp his heeles fell vpon him wth his kne vpon his breſt & the next morning the ſd *Lawley* ſhewed this depoñt his breſt wch he ſayth was very black at that tyme & ſayth that that day the ſd *Lawley* did ſpitt bloud & diurs tymes after before he dyed in this depoñts ſight, this depoñt ſayth that he willed the ſd *Lawley* the next day after he complayned to him, to tell their Maſter of yt but *Lawley* anſwered he would not troble the Mr, he willed him to tell the Chirurgion of yt that he might haue ſome remedy for it but he anſwered, *I haue had alredy ſome thing of the Chirurgion for my ague, & he calls to me for a note vnder my hand for yt, & I am loth to put my Mr to any more charges, & I will take noe more of his medicines* this depoñt fourther ſaith that the ſd *Lawly* being very ſick at *Sherly hundred* often ſaid both to him & others that the blow wch he had aboard the ſhip would kill him.

26th of *March* 1627,

A COURT at *James Citty* the 26th of *March* 1627, being
ꝑſent.
Sr *George Yeardley* Knt Gouernor &c. Mr. Doctor *Pott* Capt *Smyth* Mr. *Claybourne.*

At this Court Capt *John Wilcoxes* made a requeſt to haue 500 acres of land graunted vnto him on the *Eaſtern ſhoare* vppon the old plantation creeke, abutting on the Northeaſt vppon the land of *John Blower*; vnto wch, the Court hath condiſcended in fauor to the ſaid Capt *Wilcoxe* & that he may not be vnfurniſhed of ground to plant his ſeruants vppon, wch he hath now brought ouer in the good ſhipp called the *Plantation*, ꝓuided that the ſaid Capt *Wilcoxes* doe as ſoone as may be make proofe that the ſaid fiue hundred acres ſhalbe due vnto him by the tranſportion of the ſaid ſeruants or ſome of them, or by any other way or means.

QUARTER COURT
the 3th of *Aprill* 1627,

A COURT at *James Citty* the 3th of *Aprill* 1627, being
ꝑſent
Sr *George Yeardley* Knt Gouernor &c. Capt *Weſt* Doctor *Pott* Capt *Smyth* Capt *Mathewes* Mr *Secretary* Capt *Tucker* Mr *ffarrar.*

It is ordered that Mr *Jonas Stockden* Miniſter & Mr. *ffrancis Chamberlaine* doe wthin fiftene dayes after ye date hereof giue in ſecuritie vnto ye Gouernor for the paiment of fiftene hundred ſixtie and fiue pounds of principall marchantable Tobacco in leafe ſtript for the vſe of Sr *ffrancis Wyatt* Knt to be paid at or before the 20th day of *Nouember* next enſueing at the Stores at *James Citty* vppon the forfeiture of three thouſand one hundred and thirty waight of the like principall Tobacco.

At this Court was deliuered in the laſt will & Teſtamt of *Thomas Dunthorne* deceaſed, and proued to be the true will of the ſaid *Tho: Dunthorne* by ye oath of *Jonas Stockden* miniſter, and that the ſd *Thomas Dunthorne* was at the making thereof in ꝑfect ſenſe and memorye.

At this Court Mr. *Harmar* deliuered vppon his oath vnto *Willm Hambey* an account of all the goodes and eſtate of the Lady *Dale* both of Cattle, Tobacco, corne, and of whatſoeuer hath remained in his Cuſtody ſince the time that he the ſaid Mr. *Harmar* receiued the ſame from Mr. *Henry Watkins.*

At this Court Mr. *George Keth* Miniſter did ꝓmiſe at his goeing downe to *Kecaughtan* (vppon an aſſurance made vnto him from *Thomas Godby* for 200l of Tobacco to be paid
the

the laſt of *October* next enſueing) to ſeale and deliuer vnto the ſaid *Thomas Godby*, one bill of ſale of one hundred acres of land, to him y^e^ ſaid *Thomas Godby* and his heires and Aſſignes foreuer, being the divident of the ſaid *George Keth* & lyeing & abutting next vnto y^e^ Gleab-land at *Elizabeth Citty*.

It is ordered that Left *Giles Allington* ſhall haue a coñiſſion of Adminiſtration vppon the whole Eſtate of *Caleb Page* deceaſed the 2^th^ of *Aprill* laſt paſt and that he the ſaid *Giles Allington* doe giue in ſecuritie to the Court to deliuer vp an Account and ſurrender the ſaid eſtate when it ſhall be lawfully required. And *Robert Adams* of *Martins Hundred* hath offered to be bound w^th^ the ſaid *Giles Allington* for y^e^ ſame.

L^t^ *Giles Allington* ſworne and examined ſayth that *Caleb Page* on *Sonday* laſt the day before his death ſaid theſe wordes before diuers y^t^ where then p̄ſent, *Neighbours beare witnes that I giue vnto my man* Henry Hart *two yeares of his time.*

Whereas by an Act made at the Quarter Court in *October* l[aſt] there was a p̄clamation publiſhed to forbid any p̄ſon of what qualitie ſoeuer to buy any Coñodities aboard any ſhipp, vppon the penaltie of 500^l^ of Tobacco, and the ſaid Coñodities or the valew of the ſame; it is at this Court thought good to mitigate the ſayd fine being too extreeme, *and now further ordered* that euery one y^t^ ſhall offend as aforeſaid in buying of any Coñodities aboard any ſhipp, ſhall forfeite one hundred waight of Tobacco and the ſaid Coñodities ſoe bought or the valew of the ſame as often as they ſhall ſoe offend.

It is ordered that *Michaell Wilcoxes* for buying 12^l^ of ſuger aboard the *Charitie* doe forfeite one hundred waight of Tobacco and twelue pounds of Tobacco for the ſaid ſuger, and 30^l^ of Tobacco for going aboard.

Whereas there remaineth one trunke of apparell & linnen belonging vnto Cap^t^ *Willm̃ Holmes* deceaſed of w^ch^ there is noe man to take charge, *the Court doth thinke fitt* for the good of his widdow, that Doctor *Pott* doe take the ſaid trunke w^th^ the apparell & linnen into his cuſtody, and to make ſale thereof to the beſt p̄fitt, and to deliuer vp an account of the ſame vnto any Atturny for y^e^ ſaid widow.

Whereas notw^thſ^tanding an Order of Court made in *October* laſt paſt there be many that haue neglected to proue the Wills & Teſtaments and bring in the Inuentoryes of p̄ſons deceaſed, *it is thought fitt and hereby ordered* that M^r^. *Willm̃ Claybourne* Secretary doe in more eſpeciall manner take care and p̄uide that the like negligence be hereafter p̄uented; And further that M^r^. *Claybourne* ſhall haue full power and authoritie to ſumon ſuch as doe offend in this caſe to appeare at the Court at *James Citty* before y^e^ Gouerno^r^ & Councell of State, there to anſwere vnto y^e^ ſame.

Whereas by ſome information now of late frō other Indians, we vnderſtand there is a purpoſe in theſe Indians o^r^ [our] Inimies to make a generall aſſault vppon all o^r^ plantations this Spring; *it is ordered* that notice be giuen by p̄clamation through the Colonie that according to a former p̄clamation publiſhed all dwelling houſes or plantations be ſtrongly palizadoed about and that all men doe carefully ſtand vppon their guard, keepe ſentinell vppon their workemen by day, and keepe good watch by night, ſhutting and makeing faſt the gates of their forts, not ſuffering any ſingle man to ſtragle abroad, wherby all daunger may be p̄uented.

It is ordered that *Willm̃ Kempe* Yeoman ſhall not any farther moleſt or trouble M^r^ *George Keth* concerning his ſuite of 500^l^ waight of Tobacco, w^ch^ the ſaid *Willm̃* p̄tends to be wanting in the Eſtate of the Orphan *Sara Spence* deceaſed, vntill ſuch time as any ſuch Inuentory may be found whereby anything may be p̄ued that the ſaid 500^l^ waight of Tobacco is vnpaid by the ſaid *George Keth.*

At this Court there was leaue graunted that M^r^. *Secretary* ſhould haue a Coñiſſion to goe w^th^ a boate & a ſufficient Company of men into the Bay And to diſcouer any riuers or Creekes w^th^in the Bay vp to the heads of the ſame and trade w^th^ the Indians for Corne Skins or any other Coñodities whatſoeuer.

4^th^ of

4th of *Aprill* 1627,

A COURT at *James Citty* the 4th of *Aprill* 1627. being
p̄ſent
Sr *George Yeardley* Knt &c. Capt *Weſt*. Doctor *Pott*. Capt *Smyth*. Capt *Mathewes*. Mr *Secretarie* Capt *Tucker*. Mr *ffarrar*.

At this Court were reade all the examinations and depoſitions formerly taken concerning the report of ſome lewd behauior betweene Capt *Willm̄ Epes* & Mrs *Alice Boiſe* lately to haue happened at *Martin Brandon*, all wch being duely waighed and debated on, the opinion of the Court is, that it is noe way proued or manifeſt by thoſe depoſitions that Capt *Epes* and Mrs *Boiſe* haue offended the Law but that they are cleare and guiltleſſe.

At this Court Mr. *Howe* deliuered vpp on his oath an account of the Eſtate of *Luke Aden*.

At this Court the Gouernor did teſtifie that p̄ſently after the arriuall of the Tenants belonging to the Secretarie from *England*, himſelfe did aduiſe Mr. *Pory* to ſend the ſaid Tenants ouer the Bay & to plant there, wch accordingly he did, and ſoe made choiſe of the 500 acres of land belonging to his place afterwards when himſelfe went ouer and ſeated the ſaid Tenants vppon the ſame.

It is therefore ordered that there be 500 acres of land laid out, at the place Coñonly called the Secretaryes land on the *Eaſterne Shoare*, and heretofore planted on by the Tenants belonging to the Secretaryes place, And that if it happen any people to haue [ſeated] themſelues wthin the bounds thereof, that they doe either compound wth the Secretary, or elſe deliuer vpp the land into his poſſeſſion. *It is alſoe hereby* p̄uided that if by this meanes the people ſhall forſake the place and the ſame bee left vnplanted that the Secretarye doe take ſome order to ſee the ſame againe repeopled & planted.

7th day of *May* 1627,

A COURT held at *James Citye* the 7th day of *May* 1627, being
p̄ſent
Sir *George Yeardley* Knt &c. Doctor *Pott* & Capt. *Roger Smith*.

Whereas it appeareth vpon the compt of Enſigne *John Vty* (by the oaths of *John Day* & *ffrancis Banks*) that *Richard Bickley* hath reſiſted & oppoſed him, in his coñand, in denyeing to take armes & diſcharge his publick dutye, the Court hath ordered that for this his offence he ſhalbe layed neck & heeles 12 howers, & at the Croppe by way of fyne ſhall pay 100li of Tobacco.

It is ordered at this court that in regard *Roger Dilk* (by his owne confeſſion) hath abſented himſelf from his plantacon wthout the knowledge or leave of his coñander, contrary to an order of Court) for the ſpace of 8 dayes compleat, that he ſhall pay (according to that order of court, *viz.* 25li of Tobacco for every 24 howers abſence) the ſome of 200li of Tobacco.

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the 21 of *May* 1627

A COURT held the 21 of *May* 1627. being
p̄ſent
Sir *Georg Yeardley* Knt &c. Dr *Pott:* & Capt. *Roger Smith*.

At this Court was deliuered in the laſt will & teſtament of *Thomas Grub* deceaſed, & prooved to be the true will of the ſaid *Thomas Grub* by the teſtimonye upon oath of *Daniell Lacy*, & that the ſaid *Thomas Grub* was in p̄fect ſenſe & memorye at the ſealing & deliuerye hereof.

It

It is ordered upõ complaint & informacõn made by Enſigne *John Vtye*, of the drunkennes & other miſdemenor of *Roger Webſter*, that for his fault he ſhall pay by way of fyne 20li of Tobacco, & put in bond of 300li Tobacco to keepe the good behaviour & to make his appearance at the next quarter court.

It is ordered, that wheras it appeares by a bill under the hand & ſeale of *Thomas Mahew* of five pounds *ſterling* to be paid unto *John Orchard*, in comodityes as they coſt in *England* the firſt peny, bearing date the ninth day of *May* one thouſand ſix hundred twenty ſixe, that out of the goods of *Thomas Mahew* the ſaid debt of five pounds ſhalbe ꝑſently paid (in whoſe hands ſoever they remaine) unto the ſaid *John Orchard*.

Vpon the petiõn of *Bridges ffreeman* & *James Sleight* this court doth give them free leave to remove themſelves & their goods from *Martin Brandon* unto ſome place or plantacõn, where they may live more ſecured.

4th of *June* 1627

A COURTE held the 4th of *June* 1627 beinge ꝑſent

Sr *George Yardley* Knight Gouernor and Capt generall &c Capt *ffrancis Weſt* Doctor *Pott* Capt *Smith*

See all the Examinatione Vppon record

At this Courte *Thomas Hayle* aged 19 yeers beinge ye ſone of *Symon Hayle* of the ꝑiſh of *Sct. Mary Sumerſett* in *london* Porter was indicted and araignd vppon 4 ſeverall indictments for the rape and raviſhment of fower Mayden Children for wch his offence he was fownd guilty by the Judge and had Judgment of death ꝑnounced againſt him accordinge to the lawe. The examinacõns and ꝓcedings wherof remaine in record at large

Alſo at this Courte *Charles Maxey* for an offence by him comitted vnto *Dorethie harris* the daughter of *John harris* aged ſeaven yeers or therabouts, as by the examinacõns of *Dorethie harris* mother to the ſaid *Dorethie* and her ſelf appeereth

Yt is at this Courte ordered yt the ſaid *Charles Maxey* for yt his offence ſhall do execution vppon the bodye of *Thomas Hayle* now Condempned at this Courte, after wch executione To be whipt heere at *James Cyttie* And after that to be whipt at *Sherley hundred* where he comitted the offence (for example to others)

At this Court alſo *John Shelley* and *Nathaniell ffloyde* for ſtealinge away a maide ſervant from Capt *ffrancis Weſt* were Cenſured to ſitt two howers in the ſtocks and each of them to paye 200li waight of Tobacco to be ymployd to publicke vſes and to reſtore and deliver back the ſaide maide ſervant againe to Capt *Weſt* wth all convenient ſpeede, at their further ꝑill [peril], from wehenc they ſtole her away.

Yt is alſo ordered yt wheras *Dorethie harris* ye daughter of *John harris* hath formerly been Corected by her mother for yt her fault and for yt there appereth in her a ſigne of more grace and greife for her offence, *yt is ordered* yt her mother ſhall Corect her once more for ſuch her fault.

And yt *Ann Vſher* and *Avis Partin* ſhalbe openly whipped in the forte at *James Cyttie* for theire offence, not excedinge fortie ſtripes.

Yt is ordered yt Mr *William fferrar* ſhall take the examinacõns of the wiefe of *Robert Partin*, the wiefe of *John Collins* and her maide, and goodwief *Blackman* and yt Mr *fferrar* ſend thoſe examinations down to the governor and Councell to *James Cyttie* wth the firſt Conveniences

25th of *June*, 1627.

A COURT held the 25th of *June*, 1627,

p[ſent]

Sr *George Yeardley* Knt Gouernor &c. Capt *Smyth*. Mr *Claybourne*.

Wheras Capt. *John Martin* appeared at this Court to anſwere vnto ye ſuite of *Tho: Gates* in the ſume of eight hundred waight of Tobacco being due by a bond vnder his hand bearing date the one & twentith day of *Aprill* 1626: The wch bond was acknowledged by the ſaid Capt *Martin* to be his owne deed and act vnder his owne hand, *It is ordered* that Mr *Richard Kingſmell*, Mr. *John Southerne* & *Randall Smallwood* p̄uoſt Marſhall ſhall praiſe the goods & chattles of the ſaid Capt *John Martin* vppon their oathes that ſoe paimt may be made vnto ye ſaid *Thomas Gates* of the debt aforeſaid.

Wheras Wilñ Barnes & *Robert Paramore* did on *Thurſday* laſt behaue themſelues very negligently on their watch, *it is therefore ordered* that they ſhall pay three dayes worke a peece in cutting downe & clearing of ſuch ſhrubbs & low woodes as are before the towne in the feildes: And likewiſe that Goodman *Oſborne* for the like offence doe giue on(e) dayes worke.

QUARTER COURT

the 2th day of *July* 1627.

JAMES CITTY. A Quarter Court held the 2th day of *July* 1627. being

p̄ſent

Sr *George Yeardley* Knt Gouernor &c. Capt *Weſt*. Mr *Perſey* Mr. Doctor *Pott* Mr *Secretary* Capt *Smyth* Capt *Tucker* Capt *Mathewes* Mr *ffarrar*.

The 3th of *July* 1627

IT IS ORDERED that Capt *Martin* ſhall haue three dayes time to ſell his goods wch are allready priſed, that he may make ſatisfaction vnto *Tho: Gates* of the debt of 800l of Tobacco wch he oweth vnto the ſaid *Gates*, if not, that the ſaid *Gates* be ſatisfyed by ye ſayd goods as they are allready priſed.

It is ordered that *Alice Thornbury* for her offence in fighting wth *Anne Snoade* & beating her, wherby iuſt ſuſpiſion may be had, that ſhee did iniury a child in the wombe of ye ſaid *Anne Snoade* & cauſed abortion, ſhall receaue forty ſtripes at the wipping poſt. And that both the ſaid *Alice Thornbury* & *Anne Snoade* if they ſhall breake their good behauiour, ſhall be whipt three ſeueral times in three dayes together.

At this Court Mrs *Alice Procter* brought in the Inuentory of all the goods of her huſband Mr *John Procter* deceaſed, & deliuered in the ſame vppon her oath, & deſired a letter of Adminiſtration to [be] giuen vnto her, wch was accordingly graunted.

At this Court Capt *Mathewes* did teſtify on the behalfe of Mrs *Alice Procter* that *Derrick* the *Dutch* Capenter did p̄ffer to make the one halfe of ſatisfaction for a wherry or ſmall boate belonging to Mr *John Procter* deceaſed, being loſt by one *Garret*—& the ſaid *Derricke*, according to ye rate that had before been p̄ffered to the ſaid *John Procter* by others for ye ſame.

At this Court there was order giuen that a letter of Adminiſtration ſhould be graunted vnto Capt *Samuell Mathewes* vppon ye Eſtate of *Robert Lapworth* who lately died inteſtate or wthout any diſpoſall of his Eſtate.

It is ordered that *Margaret Partin* the wife of *Robert Partin* of *Sherly Hundred* for concealing the offence of *Thomas Hayle* lately executed, & for becauſe ſhe reuealed not the ſame when it firſt came to her knowledge, but did erneſtly wthſtand that it ſhould any wayes be made knowne, ſhall be whippd & receaue fortye ſtripes.

ffinis Curiae.

4th day

4th day of *July* 1627.

A COURT at *James Citty* the 4th day of *July* 1627. being
p̄ſent.
Sr *George Yeardley* Knt Goernor &c. Capt *ffr: Weſt.* Mr *Perſey.* Doctor *Pott.* Mr *Claybourne.* Capt *Smyth.* Capt *Tucker.* Capt *Mathewes,* Mr *ffarrar.*

Bridges ffreeman & *James Slight* ſworne & examined ſay that Capt *Martin* by worde of mouth, did leaſe vnto them ſome ground to plant at *Martin Brandon* & that they did couenant to pay him ye rent of two Capons or two pullets & were to hold the ſame vntill *Chriſtmas* next.

At this Court Lt *Giles Allington* deliuered in vppon his oath an Inuentorie of all the Eſtate of *Caleb Page* deceaſed.

At this Court was thought fitt that we ſhould draw out p̄ties frō all our plantations & goe vppon the Indians & cutt downe their corne, and further that we ſhould ſett vppon them all in one day *viz,* the firſt of *Auguſt* next: The plantations of the *Necke of land* & the *Colledge* to goe uppon the *Tanx Powhatans,* both the *Sherley-Hundred, Jordaines Jurney, Chaplaines Choiſe* & *Perſeys Hundred* vppon the Townes of ye *Weianoacks* & ye *Appamatucks,* The Corporation of *James Citty* vppon ye *Chicahominies* & the *Tappahannaes, Warwicke-River, Waroſquoiacke* & *Newports-Newes,* vppon the plantation of the *Waroſquoyacks: Elizabeth Citty* vppon ye *Nanſamungs* & *Cheſapeiacks.* Coñaunders appointed for theſe ſeruices are theſe, *viz,* for *Tanx Powhatans* Left *Tho: Oſborne* in Cheife, *Tho: Harris* ſeconde: ffor *Appamattucke* & ye *Weianokes* Enſigne *Epes* & Mr *Pawlet* & to make choiſe of their ſeconds: ffor the *Chicahominies* Capt *Peirce* in cheife Mr *Harwood* ſeconde: ffor the *Tappahannaes* Capt *Weſt* in cheife, Mr *Grindon* ſeconde ffor the *Waroſquoyacks* Capt *Mathewes.* ffor the *Nanſamungs,* Lt. *Tho: Purfury.* ffor the *Cheſapeiacks,* Enſigne *Willoby.*

And further it is thought expedient that Left *Peppet* doe goe in ye good ſhipp called the *Virgin* into *Pamunky*-Riuer & to ride there to put the Indians in expectation of our comeing thither, whilſt the aforeſaid buſines is in doeing.

It is alſoe thought fitt that about the beginning of *October* next there be a ſufficient number of men drawne out frō all the plantations of the Colony to goe to *Pamunky* or any other p̄ties to take & ſpoile as much corne as they ſhall light on, & to doe what other hurt & damadge to the Indians that they may.

The 5th of *July,* 1627.

AT THIS Court Mrs *Jane Martiau* deliuered in an Inuentory of the Eſtate of Left *Edward Bartley* deceaſed vppon her oath.

The 21th of *July* 1627.

JOHN PASSEMAN ſworne & examined ſayth that the will of *Hugh Hilton* dated the 3th day of *April* 1627, was the true will of the ſayd *Hugh Hilton* and that he was in p̄fect ſence & memorie at the making & the deliuerie thereof.

13th of *Auguſt* 1627.

A COURT at *James Citty* the 13th of *Auguſt* 1627.
p̄ſent.
Sr *George Yeardley* Knt Go: Capt *Weſt* Doctor *Pott* Capt *Mathewes* Capt *Smyth* Mr *Claybourne:*

Wheras Alexander George Marchant late deceaſed, did as it ſeemeth by a certaine will encloſed & ſealed vp in a ſheete of paper & left amongſt his wrightings, appoint
Mr

Mr *Thomas Harwood* & Mr *Willm̃ Perry* to be ouerſeers of his ſaid will & to take his eſtate into their hands. *The Court herevppon hath thought fitt*, that accordingly the ſayd *Thomas Harwood* & *Willm̃ Perry* doe take charge of all the whole eſtate of the ſayd *Alexander George* & doe giue in ſecuritie to be accomptable for what they ſhall receaue.

Wheras John Hayes Marchant, deceaſed about the end of *May* laſt, wthout making any will or Teſtamt, or any other way diſpoſing of his eſtate ſoe as the ſame remaineth vncertaine & not directly diſpoſed of to any, The Court conſidering that the ſaid *John Hayes* wholy addreſſed himſelfe & remained wth Capt *ffrancis Weſt, hath thereuppon thought fitt* to graunt the adminiſtration of the ſaid eſtate unto ye ſaid Capt *Weſt*, requiring that he doe giue a ſufficient bond to ſaue the Court harmles, & as ſoone as may be to bring in a p̃fect Inuentory of ye ſame.

27th *Auguſt* 1627.

A COURT at *James Citty* 27th *Auguſt* 1627.
p̃ſent
Sr *George Yeardley* Knt Go: &c. Docto *Pott*. Capt *Smyth*. Mr *Claybourne*.

It is ordered that *Robert Wright* ſhall haue 12 acres of land in the Iland of *James Citty* at ye place called the *Labour in vaine*, & that he haue a Patent therof graunted vnto him as a p̃t of his diuident due vnto him for his p̃ſonal aduenture.

Whereas one *John Croodecke* Marriner was in *March* laſt paſt vnfortunately caſt away in a bark about *Newports Newes* & dyeing inteſtate & haueing diuers debts of Tobacco dew vnto [him] wthin this Country, *The Court hath ordered* that *Randoll Smallwood* ſhall haue a Coñiſſion of Adminiſtration vppon yd ſayd eſtate graunted vnto him, & to ye [be] accountable for ye ſame vnto the widdow of the ſaid *John Croodecke* in *England* or to any other to whom it may belonge.

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the 3th of *September* 1627,

JAMES CITTY a Court the 3th of *September* 1627,
p̃ſent
Sr *George Yeardley* Knt Gouernor &c. Docto *Pott*. Mr *Secretarie*.

Wheras Philemon Powell marchant deceaſed about the beginning of *July* laſt paſt, dying ineſtate wthout any diſpoſall of his goods in certaintie & haueing diuers debts due vnto him, *the Court hath thought fitt* to graunt ye Adminiſtration of his eſtate vnto *Edward Sharples*, being the brother of one *John Sharples* in *England*, who aduentured the marchandiſe & wares that ye ſaid *Philemon Powell* brought ouer into the Country as is vppon good information very p̃bably coniectured.

10th of *September*, 1627.

A COURT at *James City* the 10th of *September*, 1627.
p̃ſent.
Sr *George Yeardley* knt Go: &c. Capt *Weſt* Docto *Pott* Capt *Smyth* Mr *Secretarie*.

It is ordered that Mr Docto *Pott* ſhall haue the ground lyeing behind his houſe in *James Citty* together wth the ſwampe & fower acres on the other ſide of the ſame added & ioyned vnto his former Patent of 3 acres, wch in all amounteth vnto 12 acres, & to haue a patent for ye ſame the totall being twelue acres, as p̃t of his owne p̃ſonall divident.

It is likewiſe ordered that Mre *Southey* ſhall haue a p̃cell of ground graunted vnto his child *Henry Southey* the ſon of *Henry Southey* deceaſed who came ouer in ye *Southampton* 1622, in the garden nere to *James Citty* adioyning vnto Mr *Bucks* houſe.

the 17th

the 17th of *Septmb* 1627.

A COURT at *James City* the 17th of *Septmb* 1627.

ꝑſent.

Sr *George Yeardley* knt Go: &c. Doctor *Pott*. Capt *Smyth*. Mr *Secretary*.

Edward Albourne of *Sherley hundred* ſworne & examined ſayth, that about the three & twentith of *June* laſt in the morning *John Throgmoton* being that morning nere vnto the woods [was] wounded and ſhott in ye body by the Indians & afterwards brought into the houſe, being yet liueing & in ꝑfect memorie, called for *Henry Throgmorton* his Coſen & tooke him by the hand & ſayd *Cozen I make you a freeman, & all that I haue is yours, but the halfe of the houſe & ground is* Edward Albornes, and afterwards about halfe an hour, being deſired to make his will more ꝑfecter, he ſayd, he gaue vnto ye wife of *Oliuer Jenkins* the ſeruice of his Negar for a yere: And further he gaue vnto his two ſeruants *William Edes* & *Thomas Stent* two yeares a peece of their time, And to ye old Cowper [Cooper] *Richard Andrewes* he gaue after this yeare all his ꝑt & ſhare of the ſayd *Richard Andrewes* his ſeruice. And this deponent can ſay noe more in this matter.

Enſigne *ffrancis Epes* ſworne & examined ſayth that being ꝑſent wth the aboue named *John Throgmorton* a little before his death, he this deponent deſiring him to ſettle his eſtate & make a will he anſwered that *for my eſtate I haue allreadie diſpoſed of it vnto my kinſman* Henrye Throgmorton.

Hervppon it is ordered that Mr *Henry Throgmorton* aboue ſayd ſhall haue a Coñiſſion for the Adminiſtracon on all the eſtate of the aboue ſayd *John Throgmorton* graunted vnto him. And bring in an Inuentorie of all the ſayd eſtate at the next quarter Court & then giue in bond to ſaue ye Court harmeles.

The buſines of *Chriſtopher Halls* wife & *Wm Harmms* fighting beating & ſcolding.

Diuers examinations being taken and heard concerning the vnquiett life wch they the people of *Archers Hope* had through the ſcoldings railings & fallings out wth *Amy* the wife of *Chriſtopher Hall* & other abominable contentions lyeing betweene them, to the diſhonor of God & the breach of the Kings peace, the Court hath thervppon ordered that the ſaid *Amy* ſhalbe toughed [towed] round aboard the *Margaret & John* & ducked three times & further that *Chriſtopher Hall, John Vpton, Robert ffitt,* & *Willñ Harmm* & *Amy* the wife of the ſaid *Chriſtopher Hall* & *Anne* the wife of ye ſaid *Robert ffitt* ſhalbe all bound vnto their good behauiours & to appeare at ye Quarter Court after *Chriſtmas*.

The will of *John Crannidge* brought unto ye Court by Sert. *Thomas Crumpe*.

Elmer Phillips & *George Saunders* ſworne & examined doe teſtifye that the will of *John Crannidge* brought into ye Court, was ye will of ye ſaid *John Crannidge* & that he was in ꝑfect ſence & memory at ye making thereof.

QUARTER COURT

8th of *October* 1627.

AT ye Court were

ꝑſent:

Sr *George Yeardley* Knt Go: &c. Capt *ffr. Weſt* Doctor *Pott* Capt *Smyth*, Mr *Secretarie* Capt *Tucker*.

It is ordered that *Roger Marſhall* ſhall haue a leaſe graunted vnto him for the terme of ten yeares, of that ꝑcell of land now by him poſſeſſed in *James Citty* Iland containeing about eight acres & abutting betweene the lands of *Mary Bailie* & *Thomas Paffmore*.

9th of

9th of *October* 1627

A COURT at *James Citty* the 9th of *October* 1627
p̄ſent.
Sr *George Yeardley* knt Gouernor &c. Capt *Weſt* Doctor *Pott* Capt *Smyth*, Mr *Perſey* Mr *Secretary* Capt. *Tucker* Mr *ffarrar*.

At this Court *Willm̄ Andrewes* of *Accawmacke* made petition to haue one hundred acres of land graunted vnto him abutting vppon ye land of Capt *Wilcoxes* at ye *old Plantation* Creeke, the wch the Court hath condiſcended vnto; p̄uided that he proue the ſaid one hundred acres to be by ſome meanes dew vnto him.

Vppon the erneſt requeſt of *George Graues, it is ordered* that he ſhall haue a peece of ground in the Gouernors garden behind his houſe there built, graunted vnto him.

At this Court Mr *Henry Throgmorton* deliuered in vppon his oath an Inuentory of ye eſtate of *John Throgmorton* deceaſed.

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the 10th of *October*, 1627,

A COURT at *James Citty* the 10th of *October*, 1627,
p̄ſent.
Sr *George Yeardley* Knt Go: &c. Capt *Weſt* Doctor *Pott* Capt *Smyth*. Mr *Perſey*. Mr *Secretarie*. Capt *Tucker*. Mr *ffarrar*.

Whereas there remaine certaine of ye *Duty* boyes, whoſe firſt ſeauen yeares of ſeruice as apprentiſes expired in *May* laſt paſt, & were from that time to begin to ſerue other ſeauen yeares as Tenants too [to] halues; *the Court hath ordered* that the ſayd boyes ſhall for the ſayd time of ſeauen yeares as Tenants too halues ſerue Sr *George Yeardley* our now Gouernor, & that he haue the benefitt of their ſeruice, or to make compoſition wth them for the ſame as they ſhall agree wth him: And this the Court doth the rather order in reguard that all the Tenants belonging to ye place of Gouernor are now freed & noe meanes remaining for the maintenance of his place.

Vppon the requeſt of the Gouernor to the Court in the behalfe of ſerit [ſergeant] *Richard Popeley, it is ordered* that fiftene hundred pounds waight of Tobacco be this yeare paid vnto him out of ſome of thoſe fines that are now dew vnto ye Publique, whereby the eſtate of ye ſaid *Popely* may be releiued & in ſome ſort reſtored, he being a man that hath both heretofore & is ſtill ready to doe good ſeruice to ye Colony, And haueing for this yeare giuen his attendance vppon ye Gouernor & being to continue in his imploiments vntill the ſpring.

It is ordered that *Robert Wright* & *Andrew Rawleigh* ſhall haue a leaſe for ten yeares of that p̄cell of land lately belonging vnto *Thomas Grubb* Joiner in *James Citty* Iland and by his will giuen vnto them.

At this Court were read & heard diuers examinations touching *Willm̄ Garret* the ſeruant of Mr *Abraham Perſey*, his lewd behauior wth *Katheraine Lemon* his fellow ſeruant, And the Court after full examination & debate vppon the matter, doe not find as yet ſufficient proofe to puniſh the ſaid *Willm̄ Garret* any farther then for that fault for wch he hath allready been puniſhed by Mr *Perſey*.

11th of *October* 1627.

A COURT at *James Citty* the 11th of *October* 1627.
p̄ſent.
Sr *George Yeardley* Knt Gouernor &c. Capt *Weſt. in pomeridino*. Doctor *Pott*. Capt *Smyth*. Mr. *Perſey* Mr. *Secretary* Capt *Tucker* Mr. *ffarrar*.

Whereas there was a controuerſy p̄ferred in Court betweene *Beniamin Simms* & *Joan Meatherſt*

Meatherſt his ſeruant by him brought ouer into this Country w^th^ an intent to make her his wife, and for that vppon ſome diſlike betweene them about the beginning of *May* laſt paſt, it was agreed that the ſayd *Joan Meatherſt* ſhould ſerue the ſayd *Beniamin Siñs* for the terme of two yeares then next enſueing as by the Teſtimonyes of *Richard Brewſter* & *Steuen Barker* doth appeare, *The Court hath ordered* that the ſaid *Joan* ſhall p̄forme the ſayd time of ſeruice for two yeares, ſhee being put to ſerue the ſame vnto M^r^. *John Gill*, & he to pay vnto y^e^ ſaid *Beniamin* in conſideration thereof one hundred waight of Tobacco, & to deliuer him one man ſeruant as ſoone as any ſhall arriue here by any ſhipping for the terme of three yeares.

It is ordered that *John Phillips* & *Joan White* for their offence in coñitting fornication, whereby the ſaid *Joan* hath had a baſtard, ſhall be wipped at y^e^ Poſt at *James Citty* & receaue 40 ſtripes a piece. And further that M^r^. *Perſey* doe take ſuch courſe as they may be ſeperated and not ſuffered to come together.

Suſan Wilſon ſworne & examined ſayth that about two months after that *Steuen Tailo^r^* had been put out to ſeruice vnto *Allen Kineſton* by M^rs^ Doc̄to^r^ *Pott*, the ſayd *Kineſton* brought home to the Doc̄to^rs^ houſe the ſayd *Tailo^r^* being verie lame, And then M^rs^ *Pott* in her huſbands abſence tooke the ſaid *Tailo^r^* into her houſe vppon the ſayd *Kineſton*s intreaty, hee ſaying that he would pay whatſoeuer it would coſt.

*Steuen Tailo^r^* being examined ſayth that he himſelfe being ſicke & brought home to Doc̄to^r^ *Potts* his houſe, by his maſter *Allen Kineſton*, hee heard y^e^ ſayd *Kineſton* to ſay *I pray take him in, & whatſoeuer coſts & charges he is at I will pay for it.*

The Court hauing taken into their conſideration the danger w^ch^ might enſew to y^e^ Colony by thoſe Indians of the *Carib* Ilands w^ch^ were lately brought into y^e^ Country by Cap^t^ *Sampſon*, & haueing admoniſhed the ſaid Cap^t^ *Sampſon* to conſider w^th^ himſelfe what p̄fitt he could make by the ſaid Indians, & to deuiſe w^th^ himſelfe ſoe to diſpoſe of them, as that they may p̄ue noe diſcoñoditie to y^e^ Colonie, The ſaid Cap^t^ *Sampſon* hath returned his anſwere to y^e^ Court that he knoweth noe way or means to diſpoſe of thoſe Indians, but deliuereth them wholy vpp into our hands to diſpoſe of them as we ſhall pleaſe: The Court herevppon haueing had full & longe deliberation of this matter, & being likewiſe giuen to vnderſtand by good information that the ſaid Indians haue runn away & hid themſelues in the woods attempting to goe to y^e^ Indians of this Country as ſome of them haue reuealed & confeſſed, And for that they haue ſtollen away diuers goods, & attempted to kill ſome of our people as by good p̄babilitye wee are informed, And for that eſpecially they may hereafter be a means to ouerthrow the whole Colony, haue adiudged them to be p̄ſently taken & hanged till they be dead.

It is ordered that *Izabell Perry* ſhall haue a peece of ground graunted vnto her in the place called the *Gouerno^rs^ garden* to build an houſe vppon. p̄uided that ſhee p̄cure an houſe to be built thereon w^th^in this two yeares.

12^th^ of *October* 1627.

A COURT at *James Citty* the 12^th^ of *October* 1627. being p̄ſent.

S^r^ *George Yeardley* Kn^t^ Go: &c. Cap^t^ *Weſt*. Doc̄to^r^ *Pott*. Cap^t^ *Smyth*. Cap^t^ *Mathewes*. M^r^. *Perſey*. M^r^. *Secretarie*. Cap^t^ *Tucker*. M^r^. *ffarrar*.

The voiadge of going to *Pamunky* was taken into conſideration.

It was the opinion of the Court that Cap^t^ *Mathewes* ſhould doe his beſt indeauor to p̄cure a nomber of volunteers through the whole Colony, as may be ſufficient to goe to *Pamunky* or vppon any other Indians our enimyes; And that after notice thereof by him giuen to y^e^ Court there ſhall be a Coñiſſion graunted vnto him to authorize him for the proſequution of that voiadge

13^th^ of

13th of *October* 1627;

A COURT at *James Citty* the 13th of *October* 1627; being
p̄ſent.
Sr *George Yeardley* Knt Gouernor &c. Capt *Weſt*. Doctor *Pott*. Capt *Smyth*. Capt *Mathewes*. Mr. *Perſey*. Mr. *Secretarie*. Capt. *Tucker*. Mr. *ffarrar*.

The Court being informed that diuers planters at *Accawmacke* doe intend at the *old plantation* Creeke and at *Magety*-Bay on that ſhoare to erect ſome new plantations & to ſeat themſelues in ſuch ſort as may be both inconuenient & dangerous, vppon full & large deliberation concerning the ſame, haue reſolued in noe ſort to p̄mit ſuch their planting, but rather to keepe them, as much as may be, ſeated cloſely together, & rather more eſpecially to indeauor the full planting of ye fforeſt then any other place.

At this Court Mr. *Abraham Perſey* put in a bond of one *Samuell Kennells* deceaſed in ſuite againſt *John Barnet* who hath marryed the wife & relicte of ye ſaid *Kennell*, And the Court hath adiudged the ſaid *Barnet* ſhall pay the debt of the ſaid bond *viz* the ſume of three hundred pounds of Tobacco vnto Mr. *Perſey*, for that the wife of ye ſaid *Kennell* did wthout any Order by Court giuen Adminiſter & put away all the eſtate of the ſaid *Kennell*. And this is ye opinion of ye Court, notwthſtanding that ye ſaid *Barnet* marryed her wthout any goods of ye ſaid *Kennells*.

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the 15th of *Octob:* 1627

A COURT at *James Citty*. the 15th of *Octob:* 1627 being
p̄ſent
Sr *George Yeardley* Knt Gouernor &c. And all ye Councell.

Enſigne *George Thomſon* ſworne & examined ſayth that in *May* 1626, being in a boate wth Mr *Mayhew* & Capt *Nicolas Martiau* at *Kecoughtan* comeing from aboard a ſhipp, they fell in talke about ye two Kings of *England* & *ffrance*, & Mr *Mayhew* ſayd that the King of *England* was King of *ffrance* & that the King in *ffrance* was but the *ffrence* [*French*] King & then Capt *Martiau* ſeemed to be very angry & ſayd that if the *Engliſh*-King were King of *England*, then ye *ffrench*-King was King of *ffrance:* and then ye ſaid Capt *Martiau* putting his hand to his breſt ſaid, *though I am here yet this ſparke is in* ffrance *& will not here the King wronged*, wherevppon they ye ſaid Mr *Mayhew* & ye ſaid Capt *Martiau* grew into ſuch anger as this deponent did thinke they would haue fallen out: And this is all yt this deponent can ſay

At this Court the ſayd Capt *Martiau* tooke the oath of Supremacy vppon ye holy Euangeliſts.

At this Court there was a controuerſie brought in betweene Capt *William Peirce* & Capt *Robt Gire*.

And the Queſtion p̄pounded to ye Court was as followeth *viz*. Whither by a paire of Indentures bearing date the 25th day of *July* laſt paſt made betweene Capt *Peirce* & Capt *Gire*, the ſaid Capt *Peirce* bee bound to deliuer vpp vnto ye ſaid Capt *Gire* an Inuentorie of his ye ſaid Capt *Peirce* his whole eſtate & to take his oath vppon ye holy Euangeliſts that ye ſaid Inuentorie is p̄emptorily a full entire & p̄fect Inuentorie of all his whole Eſtate & goods whatſoeuer, wthout any mention that it is full & p̄fect as far as his knowledge and conſcience. And ye maior p̄t of ye Councell *viz* Capt *Weſt*, Mr Doctor *Pott*, Capt *Mathewes*, Capt *Tucker*, & Mr *ffarrar*, were of opinion that Capt *Peirce* ſhould as aboue ſaid p̄emptorily deliuer ye ſaid Inuentory vppon his oath, And on ye other ſide the Gouernor, Capt *Smyth*, Mr *Perſey*, & Mr. *Secretary* did iudge it ſufficient if Capt *Peirce* deliuer the ſaid Inuentory vppon his oath to be true & p̄fect to ye vtmoſt of his knowledge: And ye ſaid Capt *Peirce* offered to doe ye ſame, & that his wife & ſeruants ſhould likewiſe take their oath.

After

After ye abouefaid iudgmt & opinion of ye Court deliuered the faid Capt *Peirce* & Capt *Gire* did agree in ye ꝑfence of ye Court as followeth, *Viz*, That Capt *Mathewes* in ye behalfe of Capt *Gire* & Mr *Perfey* in ye behalfe of Capt *William Peirce* fhall arbitrate & conclude the controuerfy now in queftion betweene them, & Capt *William Tucker* to be Vmpire in the fame: And ye faid Capt *Peirce* & Capt *Gire* doe bind themfelues in this Court to ftand to ye arbitrament that fhall be made by ye faid Arbitrators & Vmpire, in the full fume of fix thowfande pounds of lawfull mony of *England* to be paid by him wch fhall refufe to ftand to ye arbitramt vnto ye other of them.

John Vpton fworne & examined fayth that about this time tweluemonthe Mr *Menefy* receiueing certaine filuer fpoones from *Caleb Page* this deponents ꝑtner left fowre ounces of filuer & 5s—6d in ye hands of ye faid *Caleb Page*, And ye faid Mr *Menefy* did often require the faid *Page* to worke it out, but this deponent fayth yt by reafon of his ficknes hee did not, & fayth farther yt Mr *Menefy* is yet vnfatisfyed for it. And this deponent further fayth that in ye time of their ꝑtnerfhipp they receiued goods of *Menefey* betweene them of the wch the faid *Page* is to pay ye one halfe wch is 13l of Tobacco.

It is ordered that Lefent *Allington* Adminiftrator to ye faid *Caleb Page* fhall pay to ye faid Mr *Menefy* the faid fowre ounces of filuer & 5s—6d of mony, & the faid 13l of Tobacco.

THE 14th day of *Nouember* 1627: being the day after ye buriall of Sr *George Yeardley* Knt late Gouernor, the reft of the Councell met *viz*. Capt *ffrancis Weft* Doctor *Pott* Capt *Smyth* Capt *Mathewes* Mr *Perfey* Mr *Claybourne* Capt *Tucker* Mr *ffarrar*.

At this time by ye opinions & voices of ye Councell Capt: *ffrancis Weft*, according to the Comiffion of his Moft excellent Maitie directed vnto vs for ye fame purpofe was elected & chofen to be the ꝑfent Gouernor & Captaine Gennerall of this his Matie Colony & Plantation of *Virginia* in as full & ample manner as by ye faid Comiffion and their election may be deriued vppon him.

[Written in a different hand in the lower left hand corner of this page is the following:] Begin in this Page to finifh this Book

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16th of *Nouember* 1627

A COURT at *James Citty* the 16th of *Nouember* 1627
[ꝑfent]
Capt: *ffrancis Weft* Efqr Gouernor &c. Doctor *Pott* Capt *Smyth* Capt *Mathewes* Mr *Perfey* Mr *Secretary* Capt *Tucker* Mr *ffarrar*

At this Court the Lady *Temperance Yeardley* came & did fully & abfolutely confirme as much as in her lay the fale & conueyance made by her late hufband Sr *George Yeardley* Knt, late Gouernor deceafed, vnto Mr *Abraham Perfey* Efqr for the lands of *fflower* [*Dew*] *Hundred* being one thoufand acres, & of *Weiano*[*ke*] on ye oppofite fide of ye water being 2200 hun[dred] acres, And ye faid Lady *Temperance Yeardley* did then alltogether abfolutely difclaime . . . vnto ye faid *Abraham Perfey* all the [right] intereft & claime in all & euery . . . of ye faid lands to herfelfe any . . . & appertaineing either by way Dow[er or] Thirds.

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the 19th of *Nouemb.* 1627.

A COURT at *James Citty* the 19th of *Nouemb.* 1627.
ꝑfent
Capt *ffrancis Weft* Efqr Gouernor &c Doctor *Pott*. Capt *Smyth*. Mr. *Secretary*.

John Southerne gent fworne & examined fayth that the eightenth day of *October* laft paft one *Beniamin Browne* of *Lyme* in ye County of *Dorfet* Marriner being fickly of Body

Body yet in ꝑfect ſenſe & memory, & telling this deponent that he wanted meanes to releiue him ſelf, did make a bargaine & Couenant w^th *Valentine Oldis* Marchant in manner & forme following, *viz* that for & in conſideration of y^e ſum̃e of twenty pounds of lawfull mony of *England* to be paid by y^e ſaid *Valentine Oldis* vnto him w^thin fowretene dayes next after y^e Arriual of y^e good ſhipp called y^e . . . at y^e Port of *London*, whereof is Captaine *Arthur Guy*[?] for y^e vioadge, he did bargaine & ſell & make over vnto y^e ſaid M^r *Oldis* all & ſinguler ſuch ꝑfitts gaines & benefitt whatſoeuer as ſhall any wayes belonge vnto him y^e ſaid *Browne* for his ꝑt & ſhare, for his ſeruice in y^e ſaid voiadge: And did further Couenant & agree that if it ſhould pleaſe god to take him the ſaid *Browne* out of this life before [the ar]riuall of y^e ſaid ſhipp at y^e Port of *London* . . . was y^t the ſaid *Valentine Oldis* in . . . & friendſhipp he had receaued at [his hands ſhou]ld alſoe receaue the ſaid 20 pounds . . .

[24^th^ of *December* 1627]

UNTO [20] M^rs *Pott*, being ſpeaking of a bote) *and* [*if*] *it pleaſe God, as ſoone as I am well I will goe to worke for you:* And Miſtreſs *Pott* ſayd againe *I will helpe you to what timber I can & you ſhall haue your diet here.* And this deponent further ſayth that hee heard M^rs *Pott* ſay that it ſhould be ſuch a boate as M^r. *Sharples* his boate was.

It is ordered that the aboue ſayd *Willm̃ Bennet* ſhall build & make ſuch a boate, as *Edward Sharples* his boate is for Doc̃to^r *Pott*, & to go aboute the building thereof very ſpeedily, And to be ꝑuided of all timber & ſuch other things as are neceſſary therevnto.

Richard Cocke Purſer of the ſhipp the *Thomas & John* ſayth that in the beginning of their vioadge their ſhipp riding in *Catt Water*, there did fowre of M^r *Sharples* his men runne away, then this deponent goeing on ſhoare told M^r *Moore* of it, & ſayd *if you will not ſupple & ꝑuide men againe, I will:* then M^r. *Moore* ſayd that he would doe, And afterwards M^r. *Moore* ſhipped fiue men aboard, And did neuer ſpeak vnto this deponent, whither they ſhould be vppon his owne, or on M^r. *Sharples* his Acco.

Cap^t *John Hudleſtone* Sworne & examined ſayth that he knew noe other, but that thoſe fiue men were ſhipped vppon M^r *Sharples* his Account & not vppon M^r *Moores*, And that he would not haue receaued them into y^e ſhipp for any other.

John Woolrich gent ſworne & examined ſayth that M^r *Moore* told him that he was but to ſhipp ten men aboard the ſhipp.

At this Court *Willm̃ Perry* gent deliuered in vppon his oath the Inuentory of *ffrancis Weekes* his eſtate.

14^th^ of *January* 1627

being ꝑſent,

CAP *ffRANCIS WEST* Eſq^r Gouerno^r &c. Doc̃to^r *Pott*. Cap^t *Smyth*. M^r *Secretary*.

Thomas Sawyer arreſted at y^e ſuite of *Edward Sharples* Marchant for 210^l^ of Tobacco w^th allowance of 10^l^ ꝑ [100 ?][21]. And further at y^e ſuite of M^r *Gill* for 479^l^ Tobacco.

Jonas Reily & Andrew Reily arreſted at M^r *Gills* ſuite for 330^l^ Tobacco.

Robert Wright arreſted at y^e ſuite of *Robert Marſhall* for 1200^l^ Tobacco.

Robert Marſhall arreſted at y^e ſuite of *Gabriell Holland* for 900^l^ Tobacco.

Edward Wigg arreſted at y^e ſuite of *Edward Sharples* for 100^l^ of Tobacco.

George Vnwin arreſted at y^e ſuite of *Edward Wigg* for 230^l^ Tobacco.

Steven Barker & Waſſell Webling arreſted at y^e ſuite of *Edward Sharples* for 440^l^ Tobacco.

George ffryor arreſted at y^e ſuite of *George Saunders* for 120^l^ Tobacco, to appeare on *Monday* next, & M^r *Doc̃to^r* his ſuerty.

[20] This paragraph begins a page of the original record. The preceeding page has been lost.

Willm̃

Willm̃ Baker arreſted at y^e^ ſuite of y^e^ Lady *Yeardley* for 300^l^ Tobacco.

Willm̃ Harman, John Vpton Robert ffitt & Amy Hall had their bonds of their good behauior canceled.

At this Court M^r^ *Thomas Harwood* ſhewed that hee was much ſcanted for want of ground to plant at y^e^ *Necke of land*, And the Ouerſeers & Guardians refuſed to let him any more, Where vppon the Court gaue leaue vnto him to remoue from thence & to plant elſewhere.

It is ordered that Cap^t^. *ffellgate* ſhall forfeit forty waight of Tobacco for that he did not this day appeare at y^e^ Court, being warned by y^e^ p̄uoſt Marſhall.

21^th^ of *January* 1627.

A COURT at *James Citty* the 21^th^ of *January* 1627.

p̄ſent

Cap^t^ *ffrancis Weſt* Eſq^r^ Gouerno^r^ &c. Cap^t^ *Smyth* M^r^ *Secretary*.

Richard Alford Com̃itted priſoner at y^e^ ſuite of M^r^ *Gill* for 500 [weight of] Tobacco.

Whereas it is credibly reported that Cap^t^ *John Wilcoxes* is lately paſſed away in goeing ouer the Bay & his eſtate left vnſetled by that means & being diuerſly ingaged vnto *Edward Waters* gent & others, *the Court hath herevppon ordered* that a Com̃iſſion of Adminiſtration ſhalbe graunted vnto y^e^ ſaid *Edward Waters* vppon y^e^ ſaid Cap^t^ *Wilcoxes* his eſtate.

Obediens Robins of *Accawmacke* Chirurgion ſworne & examined ſayth that about *Octobe*r laſt paſt he heard Cap^t^ *Wilcoxes* agree w^th^ *Walter Scot* that he y^e^ ſaid *Walter* ſhould haue 3 ſhares in y^e^ Croppe, And this deponent further ſayth that at y^e^ ſame time Cap^t^ *Wilcoxes* p̄fered the ſaid *Walter Scot* 600^l^ of Tobacco for his ouerſeeing of y^e^ men in y^e^ Croppe beſides y^e^ ſhares, but y^e^ ſaid *Walter* refuſed the ſame.

At this Court *Richard Richards & Rich: Dolphenby* came & did freely & fully ſurrender & giue vpp all their right tittle & intereſt in one hundred acres of land belonging & graunted by Patent vnto *ffrancis Chapman* planter & ſcituate nere vnto *Paces-Paines* vnto *Izabella* the wife of *Willm̃ Perry* of the ſame place gent & to hir heires & aſſignes for euer

John Cooke Com̃itted to priſon at y^e^ ſuite of *Lewis Baily*, for [ſpace left here in the original]

Willm̃ Mills aged 21 yeares or thereabouts borne at *Purton* in *Wiltſhire* examined ſayth that at diuers times before *Chriſtmas* laſt paſt he this examinate ſtolne from his Maſter *Edward Grindon* at dieurs times ſome Tobacco out of one of his tobacco houſes & from y^e^ piles of Tobacco as much as himſelfe could carry away vnder his arme, & further hee ſayth that about S^t^ *Johns* or S^t^ *Steuens day* a little before Sun riſing he this examinate pulled downe three boards being on the ſide of one of y^e^ Tobacco houſes & nailed at one end, & haueing ſlipped them downe went in & ſtole a way his capp full of currants, & carried them vnto *John Tios* his houſe, & gaue them vnto him, his wife being by, And this examinate further ſayth that on *Newe Yeeres day* in y^e^ morning this examinate as before went into y^e^ ſtore againe & ſtole from thence more currants & brought them away in his cloath w^ch^ the ſayd *John Tios* & *Jane* his wife & *Thomas Hall* (who all were priuy to y^e^ ſtealing of the currants) gaue vnto him this examinate to bringe them in, And this examinate at the ſame time alſoe ſtole 6 p^re^ of ſhoes & one ſhirte: And this examinate further ſayth on *Sunday* in the Morning being y^e^ 14^th^ day of this p̄ſent Month, he this examinate went into the ſtore againe and tooke from thence ſome Currants in a bagg w^ch^ *Thomas Hall* gaue him ſome ſuger in a ſhirte ſleaue w^ch^ the ſaid *Jane* y^e^ wife of *John Tios* had giuen him. And this examinate further ſayth that *John Tios* did bid him this examinate take heed that he was not ſeene & ſpecially take heed that one *Rich: Littlefere* ſhould not ſee him for he was a very Knaue

the 28^th^

the 28th of *January* 1627.

A COURT at *James Citty* the 28th of *January* 1627. being
p̄ſent
Capt *ffrancis Weſt* Eſqr Gouernor &c. Capt *Smyth* Mr *Secretary*.

There was a controuerſey in Court betweene *Henry Catelyne* Marchant & *Robert Eedes* Chirurgion of ye *Hopewell* and they did voluntarily agree betweene themſelues that *Rich: Ruſſell* Maſter of ye ſaid ſhipp the . . . of the ſaid Chirurgion ſhould pay vnto ye ſaid *Henry Catelyne* ſix pounds of lawfull mony of *England* for the paſſage of a maide whom the ſaid Chirurgion hath married ſince her arriuall in this Country.

Thomas Ironmonger arreſted at the ſuite of *Bridget Bunn* Widow for 215l of Tobacco or to appeare 12th of *ffebruary*.

John Dauys of *James Citty* planter arreſted at the ſuite of *John Bottom* for fiue barrels of eares of Corne, & to appeare on ye 4th of *ffebruary*.

Serjt *John Harris* of *Sherly-Hundred* arreſted at ye ſuite of *Thomas Ironmonger* for 160l of Tobacco to appeare at ye Quarter Court

At this Court Mr *Richard Kingſmell* was arreſted at ye ſuite of Mr *Richard Steuens* for 9l of Tobacco who acknowledged the debt but refuſed to take his oath that he had euer paid the ſame but the debt remained vncroſſed in the booke of Mr *Steuens* his ſeruant, *wherevppon the Court hath ordered* that he ſhould make paimt of ye ſame vnto ye ſaid Mr *Kingſmell*

QUARTER COURT

5th of *ffebruary* 1627,

AT *James Citty* the 5th of *ffebruary* 1627,
p̄ſent
Capt *ffrancis Weſt* Eſqr Gouernor &c. Doctor *Pott* Capt *Smyth*. Capt *Mathewes*. Mr *Claybourne* Capt *Tucker* Mr *ffarrar*.

Whereas Simon Turgis made petition to the Court that hee might haue ſatisfaction giuen vnto him by *Michell Marſhatt* Marchant for two ſeruants wch the ſaid *Simon Turgis* his brother in *England* agreed wth the ſaid *Michael Marſhatt* ſhould be tranſported hither to *Virginia* & paid for their two paſſages twelue pounds of lawfull mony & to bring them ouer in the ſhipp the *Trueloue* of *London*. And for that the ſaid two men did runne away before they were ſhipped, the wch thing was alſoe knowne vnto ye brother of the ſaid *Simon Turgis* before the departure of ye ſaid ſhipp out of the riuer of *Thames*, & the ſaid *Michaell Marſhatt* gaue his bill of exchange vnto the ſaid *Simon Turgis* his brother that in reguard the ſaid two men were runne away, he ſhould be paid againe the mony that way received for their paſſages. *Now the Court thinketh it to be very reaſonable* that the ſaid Mr *Marſhatt*, according to his owne p̄ffer at this time, ſhould giue good ſecurity vnto the ſaid *Simon Turgis* to deliuer or cauſe to be deliuered vnto him ye ſaid *Simon*, the next yeare before the end of *January* next enſueing, or p̄ſently vppon the arriuall of ſuch ſhipps wherein they may conueintly be ſent ouer, three men ſeruants, if it ſhall ſoe happen that the ſaid mony be not repaid in *England* by vertue of ye bill of Exchange aforeſaid, Or that otherwiſe the ſaid *Michaell Marſhatt* doe not vppon his arriuall pay the ſaid mony himſelfe & the vſe due vppon ye ſame.

Whereas there hath been a Controuerſy depending in Court betweene *Edward Sharples* Marchant & *John Moore* Gent concerning fiue men wch were ſhipped aboard the ſhipp the *Thomas & John* of *London*, the Court hath ordered (after full examination of all the Cauſe & the paſſages thereof as by the oathes taken at ye Court ye 24th of *December* 1627 may more plainly appeare) that the ſaid men ſeruants ſhall be deliuered vnto

vnto the ſaid *Edward Sharpeles* & to ſerve him vppon ſuch conditions as the ſaid Mr *Moore* hath indented or agreed wth them. The mens names are as followeth *viz* *John de ffrizes, Thomas Powell, Ralfe Cannion, John Claus, & Robert Burde.*

At this Court *Richard Steuens* Marchant deliuered vpp the inuentory of the eſtate of *Henry Jacob* Miniſter who deceaſed about fiue yeares ſince, the Comiſſion of Adminiſtration vppon ye ſaid eſtate haueing been formerly graunted vnto the ſaid *Richard Steuens* by Sr *ffrancis Wyatt* late Gouernor of this Colony. And the ſaid *Richard Steuens* did teſtify & ꝓteſt vppon his oath taken on the holy Euangels that the ſaid Inuentory by him now deliuered into the Court is a full true & ꝑfecte Inuentory of all the goods & chattles of the ſaid *Henry Jacob* vnto the vtmoſt of his knowledge.

This muſt be put to the next Court day.[21]

W. Claybourne

At this Court was ꝓduced the will & teſtament of Sir *George Yeardley* Knight late governor of *Virginia*, & was proaved to be his will by the oathes of Mr *Williã Clayborne* ſecretarye & Mrs *Sufan Hall*, & that they were then ꝓſent when he read, ſigned, & ſealed the ſame: & further the ſaid *Willm Clayborne* ſaith that the ſaid Sir *George Yeardley* deſyred him to wryte the Codicill wch is annexed to the ſaid will, & that he was wittnes to the ſame: & further ſayth that the ſaid Sr *George Yeardley* was in ꝑfect ſenſe & memory at the makeing of the ſaid will & codicill.

At this Court *John Gunnery* of *Elizabeth Citty* Planter ꝓferred a petition agſt *John Jackſon* & *Richard Kingſmell*, complaining agſt them, that whereas they had receiued from the Petitioner eighty three pounds of Tobacco, due vnto one *Humphrey Barret* Marriner, by virtue of a letter of Atturny by him made vnto them about the 15th day of *January* 1624, & that by their letters into *England* vnto one . . . *Clarke* . . . they have denyed . . . great ꝓiudice in *England*. Now the ſaid *John Jackſon* & *Richard Kingſmell* being ſent for vnto the Court haue freely acknowledged that they haue receiued the ſaid Tobacco from the ſaid *John Gunnery* about the 15th day of *January* aforeſaid, & doe at this time fully & abſolutely diſcharge him from the ſame. And this the Court hath thought good to teſtify on the behalfe of the ſaid *John Gunnery* at his erneſt requeſt & deſire

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the 6th of *ffebruary*, 1627:

A COURT at *James Citty* the 6th of *ffebruary*, 1627:

ꝓſent

Capt *ffrancis Weſt* Eſqr Gouernor &c. Docto *Pott* Capt *Smyth* Capt *Mathewes* Mr *Secretary* Capt *Tucker* Mr *ffarrar*

Whereas, at a Court holden the 12th day of *October* 1626, it was ordered that Docto *Pott* ſhould ꝓcure out of *England* either from Sr *ffrancis Wyatt* or Mr *George Sandys* before the laſt day of *October* laſt paſt a certificate vnder their hands & ſeales to teſtify that either the one or the other of them deliuered the kyne wch where then in the poſſeſſion of the ſaid Docto *Pott*, vnto him, as belonging vnto his place of Phyſitian; now at this Court Mr Docto *Pott* ꝓduced two certificates vnder the hands & ſeales of the ſaid Sr *ffrancis Wyatt* & Mr *George Sandys* the tenor & effect of wch was to certify that the ſaid Mr *Sandys* at his departure out of this Country left the ſaid kyne wth the ſaid Docto *Pott* knoweing them to be noe more then was his due, ffurther the ſaid Sr *ffrancis Wyatt* doth teſtify that ye ſaid Docto *Pott* tooke the ſole charge & poſſeſſion of ye kyne, by order & conſent of the ſaid Mr *Sandys*, hee being then Gouernor And tooke a note vnder ye ſaid Docto *Pott* his hand for makeing good & deliuery of fiue kyne, (there being then onely theſe remaining alive) vpon his death or ſurrender of his place, as conceiuing the ſd kyne in equity & reaſon belonging vnto his place. *And*

See records fol: 90.

[21] This sentence seems to have been merely a memorandum written on the record by Mr. Claiborne, secretary of the colony, and at that time acting also as clerk of the court.

And herevppon the maior ꝑt of the Court hath thought fitt, according vnto y^e^ ſaid certificates to order that the ſaid three Cowes doe continue in the poſſeſſion of the ſaid Doctor *Pott*, conceaueing the ſame to be due vnto him by his place of Phyſitian, according to a Contract made betweene him & the Company in *England*. And doe further thinke it appertaineing vnto y^e^ ſaid Doctor *Pott* vppon his death or ſurrender of his place that hee ſhould made good fowre Cowes, being ſufficiently giuen to vnderſtand that one of the ſaid fiue kyne dyed in the ſom̃er time in this Iſland on plaine ground, before ſuch time as he had receiued them in that kind.

Richard Littlefere aged 30 yeares & borne in the Biſhoppricke of *Durrham* ſworne & examined ſayth that about 2 of the clocke in the night on the 14^th^ of *January* laſt paſt hee this examinate lyeing in his bed heard one walk about the houſes in the ffort at *Grindalls Hill*, & conſidering that it was noe time of the night for any one to be abroad, & about halfe an howre after he this examinate lifted vpp himſelfe in his bed & looked out of the window, & ſaw one *Willm̃ Mills* comeing out at an hole in the wall of y^e^ ſtore ſome boards being down at one end; then this examinate called to his Mate *John Danſy* who lay w^th^ him, and ſayd *there is one comeing out of the ſtore, ſhall wee take him*, & the ſayd *John Danſy* anſwered *noe*, then this deponent ſayd *if you will not meddle w^th^ him, I will not* And this examinate further ſayth that he then ſaw the ſayd *Willm̃ Mills* after he was come out to ſet downe his cappe vppon y^e^ ground & after-wards putt vpp the boards w^th^ his hands into their places againe. And this examinate did not ſee the ſayd *Willm̃ Mills* to bringe out any thinge elſe w^th^ him out of the ſtore, And this is all that this examinate can ſay.

John Danſy, aged 25 yeares bourne in the City of *Worceſter* ſworne & examined ſayth that about two of the clocke in the night time on the 14^th^ of *January* laſt paſt he this examinate being a ſleepe in his bed at *Grindons Hill* one *Rich: Littlefere* being in bed w^th^ him iogged this examinate & calling vppon him ſaid *looke yonder looke yonder*, then this deponent ſayd *why what is there*, & the ſayd *Littlefere* anſwered *there is Mills comeing out of the ſtore*. And ſoe this examinate layd himſelfe downe againe to ſleepe, And this examinate further ſayth that about three dayes after he this examinate goeing vnto the houſe of *John Tios* & *Thomas Hall* w^th^ M^r^ *Grindon* to ſerch for ſtolne goods The ſayd M^r^ *Grindon* asked the ſaid *Thomas Hall* for the ſhoes & other things that his man had brought vnto him, & then the ſayd *Thomas Hall* ꝑſently went vnto his Cheſt deliuered the ſaid M^r^ *Grindon* ſeauen paire of ſhoes & one ſhirt & ſaid there was all that he had. And this is all that this examinate can ſay.

Edward Grindon gent ſworne & examined ſayth that on *Sonday* night the 14^th^ day of *January* laſt paſt this deponents wife told him that *Richard Littlefere* his ſeruant did the laſt night ſee *Willm̃ Mills* one other of his ſeruants Comeing out of the ſtore, then this examinate ſpoake vnto one of his men to goe & naile vp boards, & the next day this deponent came ouer vnto y^e^ Towne, & on the *Tewſday* after he this examinate tooke the ſaid *Willm̃ Mills* & examined him concerning y^e^ ſame: And then y^e^ ſayd *Willm̃ Mills* confeſſed that he had ſtollen out of the ſtore twice ſome currants & once ſome ſuger & ſix paire of ſhoes & one ſhirte; then this examinate ꝑſently went downe vnto the houſe of *John Tios* & *Thomas Hall*, & asked the ſayd *Thomas Hall* where were the ſhoes & other things that his man *Willm̃ Mills* had brought thither, & the ſayd *Tho: Hall* anſwered there was halfe a dozen paire of ſhoes & ſayd that y^e^ ſaid *Mills* told him that he had been at *Chapoaks-Creeke*, And this Examinate asked if there was not a ſhirte & the ſayd *Thomas Hall* anſwered *yes*, & ſoe ꝑſently brought out a courſe ſhirte, And ſoe this examinate went home againe: Afterwards that Examinate haueing a Warrant to ſerch for ſuch goods as he had had ſtolne from him, & goeing againe to the houſe of the ſaid *John Tios* & *Thomas Hall* to ſerch he this examinate went vpp in to the loft & found a bagg of fowle cloathes, & in the ſaid Bagg there was two other ſmall Baggs, the one haueing about ſix pounds of currants, & the other about 3 pounds of ſuger, & then *Jane* the wife of the ſayd *John Tios* told this examinate that they had bought the ſuger of a *ffrenchman* aboard the *James*, & the currants of M^r^ *Edmunde Doggatt* ꝑſently after this

said

ſaid *John Tios* came home, & this deponent asked him, what currants & ſuger thoſe were that he had in the houſe, & the ſayd *Tios* anſwered, if there were any there, they were not his for he knew of none: Then this examinate went vpp againe & brought downe the ſaid currants & ſuger & gaue them vnto *Edward Temple* to keepe: And afterwards this deponent made ſerch in the cheſts of the ſayd *John Tios*, but could find none of his owne goods therein

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7th of *ffebruary* 1627

A COURT at *James Citty* the 7th of *ffebruary* 1627
ꝑſent
Capt: *ffrancis Weſt* Eſqr Gouernor &c. Docto*r* *Pott* Capt *Smyth* Mr *Secretary*. Capt *Tucker*. Mr *ffarrar*.

Peter Climgeon aged 26 yeares borne in the ꝑiſh of St *Oliues* in *Southwarke* neare *London* ſworne & examined ſayth that about the ſixtenth day of *January*, he being at the houſe of Mr *Edward Grindon*, heard *Willm̃ Mills* confeſſe that he had carryed a certaine quantity of ſugar & Currants vnto the houſe of *John Tyos*, & likewiſe ſix paire of ſhoes & one ſhirt & further ſayth that ye ſaid *Willm̃ Mills* did ſay that he was bound to curſe them that had enticed him to it, & this is all that this examinate can ſay.

John Tyos aged 26 yeares borne at *Lowe Layden* in *Eſſex* confeſſeth as followeth, *viz*, that *Willm̃ Mills* in the *Chtiſtmas* holydayes laſt did bring into this examinates houſe two hens, whom this examinate asked where he had them, *Willm̃ Mills* anſwered, that he bredd vpp three henns & a capon of his owne, whereof his Miſtris had killed one wch cauſed him to kill the other two & brought them vnto this examinates houſe, ſaying that there was noe keeping of henns at his Maſters houſe, *for my Miſtris will kill them all*, & further this examinate confeſſeth that the two henns were dreſſed & eaten at his houſe: And about ſome 4 dayes after this examinate confeſſeth that the ſaid *Willm̃ Mills* did bring into his houſe, one blacke capon, wch was likewiſe dreſſed & eaten at his houſe: ffurther this examinate ſayth that the ſayd *Willm̃ Mills* & others did play at his houſe at cards for henns, at wch time the ſayd *Willm̃ Mills* did looſe two henns wch were wthin 3 or 4 dayes after brought to this examinates houſe & dreſſed & eaten there, And further this examinate ſayth that the ſaid *Willm̃ Mills* offered to ſell vnto him ſix paire of ſhoes wch he refuſed, in reguard he had not ready Tobacco to pay for them, Wherevppon *Thomas Hall* did buy the ſayd ſhoes, And alſoe this examinate confeſſeth, that there was a ꝑcell of Tobacco brought into the ſayd *Hall* his houſe but how or when it was brought he knoweth not, & this is all that this examinate confeſſeth.

Jane the wife of *John Tyos* aged about 22 yeares borne at *Wombarne* in *Staffordſhire*, examined confeſſeth that the aforeſaid *Willm̃ Mills* did at ſeuerall times bring poultry into her houſe but knoweth not how many, wch were there dreſſed & eaten; & further ſhee confeſſeth that the ſaid *Willm̃ Mills* did bring a certaine quantity of ſugar & Currants in a bagg vnto her houſe, when *Edward Allen*, *John Edwards*, & *Tho: Hall* & others of Mr *Grindon*s ſeruants were there ꝑſent, ſoe this examinate & her huſband, did then goe to church & did leaue the reſt there. ffurther this examinate confeſſeth that the ſaid *Mills* did bring once or twiſe certaine Currants in his pckett wch he did eate & giue away, ſhee further ſayth that there was one ſhirte & ſhoes in her houſe, but how & by what meanes they came ſhe knoweth not.

Tho: Hall aged about 26 yeares borne at *Wiſbige* in *Cambridgſhire* examined, ſayeth that *Willm̃ Mills* did at ſeuerall times bring certaine poultry vnto the houſe of *John Tios* wch were there eaten, but how many there was he knoweth not; further this Examinate confeſſeth that *Jane* the wife of *John Tios* did bring a napkin unto him and willed him to ſowe it & make a bagg of it to carry currants wch ſhee told this examinate the ſaid *Mills* had bought of Mr *Grindon* his Maſter This Examinate further confeſſeth that he bought

bought ſeauen paire of ſhoes of the ſaid *Mills* for 2[l] & ½ of Tobacco a paire, & that the ſaid *Mills* told him he had the ſhoes at *Chapookes Creeke* Allſo he ſayth he bought a ſhirte for 6[l] of Tobacco, & this is all that this examinate confeſſeth.

At the Court was brought in *Willm̃ Mills* ſeruant vnto M[r] *Edward Grindon* of *Grindons Hill* who haueing been examined concerning the ſtealing of certaine Tobacco ſhoes Currants & ſuger from his ſaid Maſter, his examination was read: The Gouerno[r] demaunded if there were any inditem[t] p̄ferred ag[ſt] him by any one, And the p̄ouſt Marſhal openly made p̄clamation of the ſame, And none being found *the Court thought fitt* to adiuge him for his fault to be wipped at the cartes taile from y[e] Towne vnto y[e] Gallowes & backe againe.

At this time allſoe was brought in *John Tios*, & *Jane* his wife & *Thomas Hall*, who appeareth vnto y[e] Court to be acceſſoryes vnto y[e] theft of the ſaid *Willm̃ Mills*, And there being noe inditem[t] brought in or p̄ferred ag[t] any of them: *the Court hath adiudged* that the ſaid *John Tios* ſhall receaue 40 ſtripes at the wipping poſt, & the ſayd *Thomas Hall* to receaue in like ſort 40 ſtrippes more: And the Court doth diſcharge & free the ſaid *Jane Tios* it being moſt p̄bable that ſhe was drawne therevnto by the will & power of her huſband, & in expectation of her amendm[t] of her life hereafter.

Vppon the requeſt of *Rich: Steuens* Marchant *the Court hath thought good* to take the oath of *Randall Smallwood* p̄voſt Marſhall concerning the prayſing of the goods of *Henry Jacob* Miniſter deceaſed.

Randoll Smallwood p̄uoſt Marſhal ſworne & examined ſayth that about fiue yeares ſince, hee this examinate being appointed by S[r] *ffrancis Wyatt* then gouernor to appraize the goods of *Henry Jacob* Miniſter deceaſed, together w[th] M[r] *Bucke* then Miniſter of *James Citty* he this examinate & the ſaid M[r] *Bucke* did praiſe all the goods of what kind ſoeuer they could by any means find out, And ſayth that he well remembreth that they did then praiſe the ſame at 3[s] the pound in Tobacco, as the cuſtome vſually then was in all appraiſments: And this deponent farther ſayeth that there was an Inuentory of the ſame deliuered vnto the Gouerno[r] S[r] *ffrancis Wyatt*, and that both he this deponent & the ſaid *Richard Bucke* did ſett their hands vnto the ſame.

The Court taking the aforeſaid buſineſſe of the eſtate of *Henry Jacob* Miniſter deceaſed into their conſideration, And finding that there hath formerly been a Coñiſſion of Adminiſtration vppon the ſaid eſtate graunted vnto *Rich: Steuens* Marchant, by S[r] *ffrancis Wyatt* Kn[t] then Gouerno[r], and a bond of good ſecuritie to ſaue the Court harmleſſe therein taken from the ſaid *Richard Steuens*, that ſoe if afterwards it might appeare to whom the ſaid Eſtate did iuſtly belonge, the ſame might be deliuered vnto them by the ſaid *Richard Steuens: Now whereas Sara* the widdow of the ſaid *Henry Jacob* hath by her letter of Atturny & ſome other letters now p̄duced in Court, made meanes to know at what price & rate the goods of the ſaid eſtate were praiſed *the Court hath thought good* on the behalfe of y[e] ſaid *Richard Steuens* by theſe p̄ſents to teſtify that then it was the vſuall cuſtome to praiſe all dead mens eſtates at 3[s] the pound in Tobacco: *And whereas* the Court doth not p̄ceiue by the aforeſaid letters of Atturny or y[e] other letters that the ſaid *Sara* widdow of y[e] ſaid *Henry Jacob*, doth at all purpoſe to haue the eſtate of her huſband ſent home in any ſhipps at this time rideing in this riuer, *it is thought fitt* that the ſaid *Rich: Steuens* ſhall giue in a new bond w[th] good ſecuritye, that hereafter the ſaid eſtate may be deliuered vnto thoſe to whom it ſhall appeare lawfull[y] to belonge or appertaine: *And whereas* the ſaid Eſtate was prayſed as aforeſaid at 3[s] p̄ pound of Tobacco & there vppon the whole eſtate, as appeareth by the Inuentory deliuered into the Court vppon the oath of y[e] ſaid *Richard Steuens* amounteth vnto 223[l]—07[s]—04[d] W[ch] the ſaid *Richard Steuens* is by the opinion of the Court, all charges deducted, to pay in Tobacco at 3[s] the pound.

8[th] *ffebruary*

8th *ffebruary* 1627

A COURT at *James Citty* 8th *ffebruary* 1627.
ꝑſent
Capt *ffrancis Weſt* Eſqr Gouernor &c. Doctor *Pott*. Capt *Smyth* Capt *Mathewes* Mr *Secretary*. Capt *Tucker*. Mr *ffarrar*.

At this Court the Eſtate of Mr *Daniell Lacey* deceaſed was taken into conſideration, & his papers & bookes of accounts brought into the Court wherevppon, for the better diſpoſing & ordering of the eſtate & that ſuch debts as are oweing vnto any ꝑſons may be payd, *it is ordered* that A Coñiſſion of Adminiſtration vppon the ſame be graunted vnto *John Southerne* gent, *Tho: Mayhew* Marchant & *Anthony Warren*, And yt they doe continually from time to time bring in the Accounts of the ſaid Eſtate into the Court, & to ꝓceed therein as iuſtly & impartially on all ꝑts as may be.

John Dauys impriſoned at the ſuite of *John Bottom* for 3 barrells of eares

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8th *ffebruary* 1627.

A COURT at *James Citty* 8th *ffebruary* 1627.
ꝑſent
Capt *ffrancis Weſt* Eſqr Gouernor &c. Doctor *Pott* Capt *Mathewes* Mr *Secretary* Capt *Tucker* Mr *ffarrar*.

At this Court was brought in the Will & Teſtamt of Mr *Abraham Perſey* Eſqr deceaſed about the 16th of *January* laſt paſt And *Greauill Pooly* Miniſter being the ſole witnes therevnto, he did vppon his oath on the holy Euangeliſts depoſe that himſelfe was ꝑſent when the ſaid *Abraham Perſey* both ſigned ſealed & deliuered the ſame as his Will & Teſtamt

It is ordered that Capt *Thomas Grayes* ſhall haue a Coñiſſion to Coñaund the Plantation of *Accawmacke*.

It is ordered that a warrant be ſent to *Accawmacke* that the Coñaunder make enquiry of *Robert Browne* & *Samuell Woolues* or any others, what ꝑſon or ꝑſons they be, that haue ſold any glaſſe bottles to Indians.

It is ordered that *George ffawdon*, *Thomas Sawyer* & *Waffell Weblin*, ſhall haue leaue to goe & liue at *Waroſquoyacke*

It is ordered that whereas *John Giles* did in the laſt Soñer in *July* at the Court at *Elizabeth Citty* take his oath that his time of ſeruice wth his Maſter *Nicolas Roe*, was expired, & whereas the contrary appeareth by the oath of *Thomas Wefton* Marchant, The Court vppon the petition of the ſaid *Nicolas Roe* hath ordered that the ſaid *John Giles* ſhall ſerue his Maſter 6 monthes time, about two monthes of the ſame being for damadges wch the ſaid *Nicolas Roe* hath ſuſtained in ye ſuite.

At this Court *Elizabeth ſellgate* the wife of *Tobias ffellgate* Mariner, Adminiſtratrix of all the goods debts & chattles of Capt *Ralfe Hamor* deceaſed (haueing formerly according to Order deliuered vppon her oath an inuentory of all the eſtate of the ſaid Capt *Ralfe Hamor*) did at this time ꝑſent vnto the Court vppon her oath like wife a ꝑfect & true account of the ſame: And the ſaid *Elizabeth ffellgate*, intending ſhortly to goe for *England* did there vppon deſire to haue her bond now lyeing in the Court, wch was formerly taken for the ſaid Adminiſtration by the then Gouernor & Councell, deliuered againe into her owne hands, & to be freed from the ſaid Adminiſtracon, Wch the Court accordingly condiſcended vnto. And did further vppon conſideration therein, & for the paimt of ſuch debts as remaine yet vnpaid, coñitte the remainder of the faid eſtate into ye hands of Mr *George Menefy* Marchant: And did further order that the ſaid *George Menefy* ſhould giue ſecurity into ye Court for the ſame that hereafter it might be paid to ſuch Creditors & others to whom it ſhall appeare to be due

9th *ffebruary*

9th *ffebruary* 1627.

A COURT at *James Citty* 9th *ffebruary* 1627.

ꝑſent.

Capt *ffrancis Weſt* Eſqr Gouernor &c. Doctor *Pott* Capt *Mathewes* Mr *Claybourne* Capt *Tucker*.

At this Court was brought in the will & Teſtamt of *John Hinſley* Mariner deceaſed & ꝓued by the oath of *Willm Webſter* Marchant that it was the will of ye ſaid *John Hinſley* that he was in ꝑfect ſenſe & memory at the makeing thereof & further that the deponent was ꝑſent at ye ſigning ſealing & deliuery thereof.

At this Court *Juſtinian Cowper* brought in the Inuentory of one *Thomas Greene* late of *Waroſquoyacke* deceaſed, & deliuered vpp the ſame vppon his oath to be a full & ꝑfect Inuentory of the ſaid *Thomas Greene* his eſtate. And the Court ordered that the ſaid *Juſtinian Cowper* ſhould haue a Comiſſion of Adminiſtracon vppon the ſame graunted vnto him.

There was a Controuerſy in Court betweene *Willm Vincent* of the vpper *Necke of land* Planter & *John Dodds* of the ſame place planter, And it was agreed betweene them, that the ſaid *Willm Vincent* ſhould haue halfe the land & the greater ꝑt of ye lower Roome of ye houſe Southward, wch did lately belonge vnto *Joſuah Chard:* And further that the next yeare the ſaid *Willm Vincent* ſhould take it all into his poſſeſſion, & pay the ſaid *John Dodds*, for the building & clearing as much as by the Arbitrament of 4 diſcreet and honeſt men ſhould be adiudged.

It is ordered that Mr *Willm Harwood* ſhall make ſatisfaction vnto *John Dauys* for ye clearing of the ground belonging vnto *Richard Staples* & *Walter dauys* deceaſed lyeing at *Martin Hundred* according as the ſaid Mr *Harwood* hath formerly payd vnto Mr *John Boiſe* & others, And it appeareth to the Court to be very reaſonable that the ſaid *John Dauys* ſhall receiue for the ſame 400l of Tobacco.

Willm Harman ſurrendred & putt ouer all his title & right in the leaſe of one hundred acres of land at *Archers Hope*, belonging vnto him & *Chriſtopher Hall* deceaſed, vnto *Robert ffitt* & *Dauid Manſfeild* & to their executors & aſſignes

Richard Crauen gent ſworne & examined depoſeth & ſayth, that this day in the morning, he this examinate being at *Archers-Hope*, at the houſe of *Willm Harman*, ſaw *Amy Hall* Widdow come running from the houſe of the ſaid *Willm Harman* wth a rope in her hand into her owne houſe, & hurled in the rope into the dore of her houſe, And the ſaid *Willm Harman* came running after her, & and when he ſaw that ſhee had hurled away the rope, he the ſaid *Harman* ſtroake her wth his fiſt vppon the breaſt & another blow alſo wth his fiſt vppon the forehead & then pulled of her headgere & hurled her downe ouer ye threſhold of the dore, whenas *Theodore Moyles* came & ꝑted them, & ſoe hee & the ſaid *Harman* fell togeather by the eares.

Rogr Webſter of *hogg Iland* Planter ſworne & examined affirmeth as much as the ſaid *Richard Crauen* hath done.

At this Court *Temperance* Lady *Yeardley*, did, (according to ye will of her late huſband Sr *George Yeardley* Knt *viz* he hauing willed that the Plantation of one thouſand acres of land at *Stanley* in *Warwicke*-River, ſhould be ſold & made into Tobacco for the vſe of her & her children) acknowledged the ſaid Plantation of one thouſand acres to be by herſelfe by vertue of the ſaid Will, for good conſiderations & a valewble ſome of ſeauen thouſand waight of Tobacco, ſold & wholy made ouer vnto Leften *Thomas ffliſt* & to his heires & aſſignes for euer, the land being due vnto ye ſaid Sr *George Yeardley* by the tranſportation of twenty ꝑſons, who came ouer into this Country in the ſhipp the *Temperance* 1621, *viz Maximilian Stone* & *Elizabeth* his wife, *George Whitehand*, *Tho: Huſon*, *Tho: Man*, *Tho: Harris*, *Tho: Powes*, *Wm Chelmedge*, *John Wray*, *Philiph Smith*, *Rich Gregory*, *John Moyer*, *Peter Maſon*, *Henry Rowen*, *Nathaniell Thomas*, *Wm Brooke*, *John Phillips*, *John Braford*, *John Penny* & *George Deurill*.—See ye records of Paſſingers.

At

At this Court *Temperance* Lady *Yeardley* deliuered vpp thoſe guiftes wᶜʰ haue formerly been ſent out of *England* & giuen to yᵉ vſe of yᵉ Colledge *viz.*

1 One Coñunion ſiluer guilt cupp, & two little chalices in a cloath of gold couer.
2 One Crimſon veluet carpet wᵗʰ a gold & ſilke fring
3 One white damaske Coñunion cloath wᵗʰ buttons
4 ffower diuinity bookes wᵗʰ braſſe boſſes.

More for the vſe of *Southampton Hundred* church guien by Mʳˢ *Mary Robinſon*

[O]ne Comunion ſiluer guilt cupp, & two little chalices in a blacke lether couer.
2 One yellow & blew cheiny Damaske carpett wᵗʰ a ſilke fring.
3 One white damaske Coñunion cloath.
4 One ſurpliſſe.

At this Court likewiſe *Temperance* Lady *Yeardley* deliuered vpp vnto yᵉ Gouernʳ Seauen Cowes & fiue yonge heifers, wᶜʰ belonge vnto yᵉ Gouernoʳˢ place, & were left here by Sʳ *ffrancis Wyatt* lately Gouernoʳ there being noe more to be deliuered vpp againe then were receaued

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the 11ᵗʰ *ffebruary* 1627

A COURT at *James Citty* the 11ᵗʰ *ffebruary* 1627
p̄ſent
Capᵗ *ffrancis Weſt* Eſqʳ Gouernoʳ Doc̄toʳ *Pott* Capᵗ *Mathewes* Mʳ *Secretary* Capᵗ *Tucker.*

Whereas the Lady *Yeardley* requeſted the Court that ſome good order might be taken concerning the eſtate of *Southampton Hundred, it is thought fitt by this Court* that manadging of that buſineſſe be refered more p̄ticularly vnto Mʳ *Secretary*, & doe order that he doe wᵗʰ the firſt conueniency p̄ſent to yᵉ Court a p̄fect liſt of all the Cattle & ſuch other p̄fitts & rents of lands & houſes as are belonging to them either in *hogg Iland* or elſewhere & doe require that the ſame be quarterly done & recorded: And further that there be a letter written concerning yᵉ ſame vnto yᵉ Company of *Southampton Hundred.*

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the 12ᵗʰ *ffebruary* 1627

A COURT at *James Citty* the 12ᵗʰ *ffebruary* 1627
p̄ſent
Capᵗ *ffrancis Weſt* Eſqʳ Gouernoʳ &c. Doc̄toʳ *Pott* Capᵗ *Mathewes* Mʳ *Secretary* Capᵗ *Tucker.*

The Lᵈᵉ letters concerning Mʳ *George Sandys* being read, it was ordered that we ſhould writte vnto their Honʳˢ, & more eſpecially & p̄ticularly informe their Lᵖᵖˢ of the p̄ceedings therein.

It was ordered that there ſhould be a p̄clamation publiſhed agᵗ marrying wᵗʰout licenſes vnder yᵉ Gouernoʳˢ hand, or being three times asked in the Church.

Likewiſe that there ſhould be a p̄clamation for the makeing of good Tobacco, to leaue few leaues on a ſtalke, to p̄uide ſtore of houſeroome, & to Comaund the planting of great ſtore of corne & the weeding of the ſame.

It was ordered that a Coñiſſion of Adminiſtration on the eſtate of *Henry Gainy* late of *Elizabeth Citty* deceaſed, ſhould be graunted vnto *Auguſtine Leake* of the ſame place gent.

It is ordered that *Thomas de lamaioʳ* ſhall allow vnto *James Parker* forty waight of Tobacco for a man Seruant, wᶜʰ he the ſaid *Parker* brought ouer in the ſhipp yᵉ *Guift* for the ſaid *De lamaioʳ*, the ſaid ſeruant dyeing ſoone after his arriuall in the cuſtody of yᵉ ſaid *De lamaioʳ*, And all accounts cleared & euen betwixt them.

27ᵗʰ of

27th of *ffebruary* 1627,

A COURT at *James Citty* the 27th of *ffebruary* 1627,
p̄ſent
Capt *ffrancis Weſt* Eſqr Gouernor &c. Docto*r* *Pott* Capt *Smyth* Capt *Mathewes* Mr *Secretary* Capt *Tucker.*

The Letter from his moſt Excellent Matie being read at this Court, concerning diuers p̄ticulers about our Tobacco & about ſome other ſpeciall Staple Comodities to be raiſed as Iron, Pitch & tarr, ſalt &c. & diuers other Inſtructions from Sr *Robert Heath* his Maties Atturny Generall, All wch being taken into ſerious conſideration, *it was ordered* & appointed that the ſhipps wch are now ready to depart, ſhould delieur in the Inuoices of their Laden of Tobacco before they goe, & to giue in ſecuritie that they land the ſame at ye Port of *London:* And that ye ſhipps may not be ſtayed longer then is neceſſary, *it was thought fitt* that their ſhould be a letter written vnto ye Atturny Generall to aduertiſe him that ye letter from ye King came not to our ſight vntill it was to late to obſerue thoſe Inſtructions wch concerne Tob[acco] and p̄ticularly: But that [according] vnto his Maties Comaund, are reſolued that there ſhall be a Generall Aſſembly called & ſumoned to be here at *James Citty* vppon ye tenth of *March* to conſult & aduiſe concerning the ſeuerall p̄ts & points of his Maties letter, ſoe that by Capt *Preen* or ſome other ſhipps, wch as yet are not ready, wee intend touching euery p̄ticuler to anſwere to the ſame.

The 4th *March* 1627
depoſitions taken by Mr *Secretary* by the appointmt of ye Gouernor.

Willm Southery Chirurgion ſworne & examined concerning the will & Teſtament of *Samuell Gilpin*, deceaſed, on the ſea in the ſhipp ye *Samuell* in her voiadge hitherward, ſayth that he this deponent was p̄ſent, when the ſaid *Samuell Gilpin* ſet hs marke vnto ye ſaid Will & ſealed the ſame, & did deliuer it as his Will & Teſtamt & further ſayth that he was in p̄fect ſence & memory at ye makeing thereof, but becauſe of a ſhaking he had in his hand he did not writte his name therevnto.

Thomas Gregory ſworne & examined concerning ye Will & Teſtamt of *Samuell Gilpin* deceaſed on the ſea in the ſhipp the *Samuell* in her voiadge hitherward as afore ſayd, ſayth that he this examinate was p̄ſent when the ſaid *Samuell Gilpin* ſigned ſealed & deliuered the ſame as his Will & Teſtamt.

Willm̃ Southere Chirurgion ſworne & examined ſayth he was p̄ſent when *Marmion Leake* deceaſed ſigned ſealed & deliuered the Will that is now p̄duced, as his Teſtamt at [and] that he the ſaid *Marmion* was in p̄fect ſenſe at ye makeing thereof.

Robert Eyre gent ſworne & examined concerning ye Will of *Marmion Leake*, ſayth as much as *Willm̃ Southeree* hath done.

Ext *W. Claybourne*

24th *March* 1628 [1627]

A COURT at *James Citty* the 24th *March* 1628 [1627]
p̄ſent
Capt *ffrancis Weſt* Eſqr Gouernor &c. Docto*r* *Pott* Capt *Smyth* Capt *Mathewes* Mr *Secretary* Capt *Tucker* Mr *ffarrar.*

At this Court Mrs *Alice Pearle* ſworne & examined ſayth that ye Inuentory now p̄duced in Court is a full true & p̄fect Inuentory of ye whole eſtate of her late huſband *Lodowicke Pearle* deceaſed.

At this Court *ffrancis Perſey* Widdow ſworne & examined ſayth, that ye Inuentory by her now p̄duced is a full true & p̄fect Inuentory of ye whole eſtate of her late huſband *Abraham Perſey* Eſqr deceaſed.

Mr

Mr *Dowglas* Captaine of ye *Catt* acknowledged that one hhd of facke ſent by Mr *Jennings* vnto Sr *George Yeardley* deceaſed, was by him ſpent in his voiadge hitherward for the reliefe of ſicke people. *Therevppon Court hath ordered* that ye ſaid *Douglas* ſhall make ſatisfaction for the ſaid hhd of facke vnto ye Lady *Yeardley*.

28th *March* 1628

A COURT at *James Citty* the 28th *March* 1628
ꝑſent
Capt *ffrancis Weſt* Eſqr Gouernor &c Docto*r* *Pott* Capt *Smyth* Capt *Mathewes* Mr *Secretary* Capt *Tucker*

At this Court in a controuerſy between Mr *John Gill* Marchant & *John Jaxſon*, it was agreed that the ſaid *Jaxſon* ſhould pay vnto ye ſaid *John Gill* the next yeare one hundred waight of Tobacco, being for one gunſmyth wch the ſaid *Gill* deliuered about this time tweluemonth

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the 29th of *March* 1628

A COURT at *James Citty* the 29th of *March* 1628,
ꝑſent
Capt *ffrancis Weſt* Eſqr Gouernor &c. Docto*r* *Pott* Capt *Smyth* Capt *Mathewes* Capt *Tucker* Mr *ffarrar*.

Richard Bennet aged 20 yeares ſworne & examined ſayth that Capt *Preen* or his Aſſignes receaued ſatisfaction of Mr *Edward Bennet* for the paſſage of two men in ye *Hopewell* 1623 to be deliuered in *Virginia*.

ffrancis Chamberlaine by his petition made to the board had leaue graunted to plant at *Accawmacke*.

ffrancis Moynes purſer of the ſhipp ye *Samuell* ſworne & examined ſayth that one *Thomas Day*, was ſhipped aboard ye *Indeauor* vppon Mr *Capps* his account, & that he together wth the purſer of ye *Indeauor* went to demaund paſſadge for him of Mr *Capps*, wch he refuſed to pay, affirming that Capt *Bullocke* did giue him his paſſage for his labor at ſea, he being a Seaman; but Capt *Stone* & Capt *Preene* would not allowe of it, And further ſayth that ye ſaid Capt *Stone* did detaine ye ſaid Capt *Thomas Day* at S*t* *Chriſtophers* contrary to *Capps* his mind.

Thomas Thorowgood ſworne & examined ſayth that being ſent by his kinſman *Adam Thorowgood* to queſtion Mr *Capps* for calling him rogue & theefe, & ſayeing that he hath receaued theefe ſtollen goods, & that he would haue him & his mate burned & marked in ye ſhoulder: To wch Mr *Capps* anſwered *I ſayd it & I will doe it if y*e *law will giue me leaue.*

Steuen Reeds aged 21 yeares ſworne & examined ſayth that before the aforeſaid *Thomas Thorowgood* came to queſtion Mr *Capps*, he heard him call Mr *Adam Thorowgood* theefe & rogue, & allſoe heard him anſwere the ſaid *Tho: Thorowgood* in ye ſame words aboue mentioned.

Wherevppon the Court Ordered that Mr *Capps* ſhould acknowledge openly in Court that he had done Mr *Thorowgood* wronge & that he was ſorry for it, wch he did accordingly.

the 31th *March* 162[8]

A COURT at *James Citty* the 31th *March* 162[8]
ꝑſent
Capt. *ffrancis Weſt* Eſqr Doctor *Pott* Capt *Mathewes* Mr *Claybourne* Capt. *Tucker*

At this time Mr *Edward Bennet* made petition to the Court to enter a ſuite of 400l *Sterling* agſt the eſtate of Capt *Ralfe Hamor* deceaſed, Wherevppon it was graunted that 4000l of Tobacco belonging to ye ſaid eſtate & remaineing in the hands of Mr *George Menefy* Marchant, by Order of this Court, ſhould now againe by warrant be attached & ſtayed, ſoe that the ſaid Mr *Bennet* may bringe in his proofes of the ſaid debt, ꝑuided that hee doe it before the 25th of *March* 1629.

At the ſame time it was in like manner ordered concerning a debt of 10l *ſterling* at the ſuite of Capt *Tucker* in the behalfe of *Morris Thomſon.*

At the ſame time Mr *Edward Bennet* obtained an attachmt in like manner as aforeſaid of one Thowſand waight of Tobacco remaineing in the hands of Mr *George Menefy* & belonging vnto the eſtate of *George Harriſon* deceaſed, & now vnto his brother *James Harriſon* of *London* his exector, in ꝑt of the debt of two hundred pounds *ſterling*

Whereas it appeareth to the Court by one noate vnder the hand of Capt *John Preene* bearing date the 16th of *October* 1623, that he receaued of Mr *Richard Bennet* deceaſed— 11l—12s—00, for ye paſſage of two men to be brought to *Virginia* in the *Hopewell, & whereas* it was proued that the ſaid men were neuer deliuered, but the one put on ſhoare in the *Downes* & the other left at *Plymouth* & that notwthſtanding there hath noe ſatisfaction been made for the ſame hithertoo, *The Court hath ordered* (in reguard the ſaid Capt *Preen* hath refuſed to appeare to anſwere ꝑſonally, & for that nothing appeareth to the contrary in this cauſe) that the ſaid Capt *Preen* ſhall now deliuer vnto Mr *Edward Bennet* two men ſeruants wth one ſuite of apparell conuenient for each of them or 600l of Tobacco for them & two hundred waight of Tobacco more for damadge & loſſe in the forbearance for ſoe longe time.

Whereas there were certaine goods belonging vnto Mr *Edward Bennet* laden aboard ye *Indeauor* & afterwards put aboard the *Samuell* to be brought hither, & for that it doth appeare to the Court that two barrells of raiſons . . . of ye ſaid goods were very ill conditioned at the landing here, & that the heads of the caske were open in the hold, and 360l of the ſaid raiſons ſpoiled, *The Court hath Ordered* that Capt *Preen* being ꝑt owner of the ſaid ſhipp the *Indeauor*, & haueing receaued the fraight f[or] the ſaid goods in *England*, & ꝑfeſt that himſelfe had onely to doe for both the ſaid ſhipp & the *Samuell*, & by taking the goods out of the *Indeauor* into ye *Samuell* was ye cauſe why ſhee altered her voiadge, wch otherwiſe muſt neceſſarily haue ꝓceeded to come hither ſhall make ſatisfaction for the ſpoile of the ſaid goods & pay vnto Mr *Edward Bennet* two hundred waight of Tobacco, and ye rather becauſe by their ſtay in ye *Weſt Indyes* the market for the ſame was loſt in great ꝑt.

It is ordered that Mr *Menefey* ſhall pay vnto Mr *Sweet* as being Adminiſtrator vnto *Thomas Hebb* deceaſed one hundred & fifty waight of Tobacco, out of the eſtate of Capt *Ralfe Hamor* wch remaines in his hands.

Whereas it appeareth to the Court that *Edward Hurd* of *London* Ironmonger did Lade certaine goods aboard the *Samuell* at the beginning of her voiadge & paid ye fraight but afterwards 5 hhds of the ſame were put aboard ye *Indeauor* of *London* & carryed into ye *Weſt Indies*, wch ſhipp there chaunging her voadge & goeing for *England* & the goods put aboard the *Samuell* & brought to *Virginia:* Now three hhds of meale are found to be wanting wch ſhould haue been deliuered to *Thomas Harwood* gent. *And therefore the Court takeing the ſame into conſideration hath ordered* that Capt *Preen* being ꝑt Owner & for diuers other conſiderations knowne to the Court ſhall deliuer vnto ye ſaid Mr *Harwood* three hhds of meale, or elſe 240l of Tobacco, *& whereas* it is alledged to ye Court that Capt *Stone* hath detained the ſaid three hhds of meale in ye *Weſt Indies*, and for that Capt *Preen* hath goods in his hands belonging vnto Capt *Stone*, *it is thought good*

good that the ſaid Capt *Preen* ſhall detaine ſoe much of ye ſame goods in his hands as may make him ſatisfaction if it appeare that Capt *Stone* detained the ſaid meale Or to recouer the ſame vppon thoſe who haue been faulty therein.

It is Ordered that *Willm Ellet* ſhalbe free from ye ſeruice of *Jonas Stockdon* Miniſter vnto whom he hath wrongfully been bound for that ye contrary appeareth by his Indenture that is come out of *England*.

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the 9th *April* 1628,

A COURT at *James Citty* the 9th *April* 1628,
ꝑſent
Capt *ffrancis Weſt* Eſqr Gouernor &c Doctor *Pott* Capt *Smyth* Mr *Claybourne*.

Whereas by an Order of this Court the 31th *March* 1628, it was ordered that Capt *Preen* ſhould deliuer vnto Mr *Edward Bennet*, two men ſeruants wth one ſuite of apparell conuenient for each of them or 600l of Tobacco being for two Seruants wch the ſaid Capt *Preen* ſhould haue brought ouer in the *Hopewell* fower yeares ſince, & further to pay two hundred waight of Tobacco more for damadge that ye ſaid Mr *Bennet* hath ſuſtained by ye want of thoſe men, Now ye ſaid Capt *Preen* appearing at the Court ꝑſonally, & anſwering vnto the complaints of ye ſaid *Edw: Bennet*, alledged that he was noe way tyed to deliuer the men here though he receaued the mony of their paſſadge becauſe there might fall out many caſualtyes to cutt of their landing in *Virginia*, wch he could not be thought guilty of nor anſwerable for, And as concerning ye putting one of them on ſhoare in ye *Downes*, the ſaid Capt *Preen* ſayth that he can ſufficiently proue, both [by] the oath of ye Chirurgion *Richard Wake* & others, that the ſaid man named *Rich: Coxe* was diſeaſed and vnfitt to goe to ſea wthout great danger of his life; And for the other man left behind at *Plymouth* named *Robert Waldron*, he ſayth & hath now affirmed vppon his oath at this time taken, that ye ſaid *Robert Waldron* (appearing to be a gentleman like man & marchant) Mr *Bennet* intreating that he ſhould be kindly vſed did neuer giue any order, to his knowledge, that he ſhould be reſtrained from goeing aſhoare. *Wherevppon y*e *Court hath thought fitt & ordered*, that, notwthſtanding ye former order, the ſaid Capt *Preen* ſhall put in good ſecuritye that there ſhalbe two men ſeruants, wth one ſuite of apparell for each of them ſhipped aboard ſome ſhipp bound for this Country before the feaſt of St *Thomas* ye Apoſtle next comeing, to ſerue ye ſaid Mr *Bennet* for ye terme of fiue yeares, the ſaid Capt *Preen* paying for their paſſages: And for ye damadge & loſſe happening in this manner vnto ye ſaid Mr *Bennet*, *it is further ordered* that the ſaid Capt *Preen* ſhall ꝑſently pay vnto ye ſaid Mr *Bennet* two hundred waight of Tobacco. And this ſhalbe a diſcharge for ye ſaid Capt *Preen* from ye former Order & ye Warrant made therevppon.

At this Court Capt *Preen* ſignifyed that he had deliuered vnto Capt *Smyth* all ye goods of *John Moſeley* deceaſed, except two ſeruants wch were left in ye *Weſt Indies* (for wch Capt *Preen* ſtandeth accomptable) & therevppon deſired accordingly to be diſcharged of ye bills of lading wch the Court graunted.

21th *Aprill* [1628]

A COURT at *James Citty* the 21th *Aprill* [1628]
[ꝑſent]
Capt *ffrancis Weſt* Eſqr Gouernor Doctor *Pott* Capt *Smyth* Mr *Claybourne* Secr

Whereas Hugh Crowder late Planter o[n] the other ſide of ye water died inteſtate, the Court haueing vewed an inuentory of his Eſtate, hath graunted the adminiſtration of ye ſame vnto *Rice Watkins* & order that hee doe giue in ſecurity for ye ſame.

It is ordered that Capt *Tucker* & Mr *Graine* ſhalbe here on *Monday* come ſenight to anſwere vnto the controu[erſy] & complaints betwixt them.

the 24th

the 24th *Aprill* 1628

A COURT at *James Citty* the 24th *Aprill* 1628
pſent
Capt *ffrancis Weſt* Eſqr Gouernor &c. Capt *Smyth* Capt *Mathewes* Mr *Claybourne.*

At this time we receaued from ſome *Engliſh* men at *Pamunky* a writing on a peece of barke, ſent by 4 Indians at *Paſbehayes* The opinion of ye board was that we ſhould indeauor as much as could be to pcure ye ffreedome of thoſe *Engliſh* that are amongſt them & to lerne in what places they plant their corne, & to make them ſomewhat ſecure of vs, that we may liue ye quietlier & haue the better oportunity to be reuenged on them for their treachery, but not to make any peace or diſhonorable treaty wth them, & to giue order that none of them ſhould come to our Plantations.

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the 25th [*Aprill* 1628]

A COURT at *James Citty* the 25th [*Aprill* 1628]
pſent
Capt *ffrancis Weſt* Eſqr Gouer[nor &c] Doctor *Pott.* Capt *Smyth.* Mr *Claybourne.*

John Wayne Seriant of *Elizabeth Citty* ſworne & examined ſayth that about a forthing [fortnight] ſince being required by Capt *Tucker* to goe to [Mr] *Rowland Graine* Miniſter & to demaunde the maſt & ſailes for his boate becauſe that he [had] occaſion to vſe her, otherwiſe to deſire him to . . . ouer to him & to make it appeare how ye boa[te] did belonge vnto him & ye controuerſy ſhould . . . ended, then the ſaid Mr *Graine* anſwered that [maſt] & ſayle he ſhould haue none, *if Capt* Tucke[r] *haue any thing to ſay to me let him come* [*here*] *for I owe him not ſoe much ſeruice as to goe to* [*him*] ffurther this deponent ſayth, there being . . . ſent down to ye Maſters of ye ſhipps, Capt *T*[*ucker*] bid this deponent in ye morning, take his [boate] at his landing place & goe to ye ſhipps, but [ye] ſame night ye boate was taken away . . . at Mr *Graines* landing place: Where [vppon] this deponent goeing thither for her, [asked Mr] *Graine* for ye boate in Capt *Tuckers* name [ſaying] *my Captaine hath need for ye boate & I* [*will*] *haue her,* then Mr *Graine* anſwered [*I haue*] *noe boate of ye Captaines & none* [*he ſhall haue*] Then this deponent ſayd *I haue occa*[*ſion for*] *the boate for the Kings ſeurice & I muſt haue her,* then Mr. *Graine* ſaid *let me ſee your authoritie & you ſhall haue it;* then this deponent ſhewed the aforeſaid warrants for the Maſters of the ſhipps, & Mr *Graine* reade them & ſaid *this is but a flim̃e flom̃e & an excuſe, for the Maſters haue notice of it allready, I am going to Adminiſter the Com̃union & God muſt be ſeured before ye King* & ſoe went into his houſe: ſo afterwards this deponent com̃aunded the men that were wth him to take ye boate for he would haue it, wch words Mrs *Graine* ouerhearing called to her huſband & ſayd *ſweetharte ye Seriant ſayth he will put ye men aboard & carry away ye Boate:* Wherevppon Mr *Graine* pſently came running out of his houſe in a fury & called for his peece, wch his boy brought him out pſently, & ſwore *I will ſhoote you if any man ſtirr out of ye path:* then this deponent ſayd *Mr* Graine *I am ſorry you ſhould runn into theſe errors,* & Mr *Graine* anſwered *be ſorry for your ſelfe, if Capt* Tucker *come himſelfe I will do no leſſe,* Moreouer this deponent on *Monday* laſt receiueing a warrant to attach ye boate, went vnto ye boate which then lay at Mr. *Graines* dore & ſayd vnto Mr. *Graine I am comen about ye boate againe, here is a warrant to attach it,* then Mr *Graine* ſaid *ſhew it me* & haueing read it ſayd, *you ſhall haue noe boate here, my boate ſhall not goe of my ground, if ye Goeurnor ſend twenty war*[*rants*]

17th . . .

AT A] Cort at *James Citty* 17th . . .

p̄ſent

Capt: *ffrancis Weſt* [Gouernor &c.] Dr *Pott* Capt. *Smyth.* Mr *Secretary* C: *Tucker.* Mr *ffarrar.*

At this Court Mr *Waters* delyuered the Inventory of Capt: *John Willcocks* eſtate.

At this Cort Capt *William Tucker* made over vnto Enſigne *Thomas Willoby* of *Elizabeth Citty* and to his heires and aſſignes for ever fifty acres of land due vnto him the ſaid Captaine *William Tucker* for the tranſportacõn of *Strenght Shere* who came in the *Ellenor* 1621.

The eſtate of *Humfry Raſtall* deceaſed was taken into conſideracõn and letters from Mr. *Thomas Raſtall* of *London* beeing read it appeared that his deſire was to haue his tobacco collected vpp and ſent home by the ffirſt. It was thought fitt that *Lancelot Barnes* and Mr *Holland* ſhould bee imployed . . . all the tobaccoe and to giue in account thereof into the Cort and ſoe from tyme to tyme to take order in the buſineſs as ſhall bee thought requiſite.

Mr *Bennetts* petiõn was reade being againſt Capt *John Prin* for 200li of Tobacco wch hee was to haue paid him by order of Cort the laſt p̄t . . . the 9th of *Aprill* 1628 The wch nevertheles the ſaid Captaine *Prin* neglected and refuſed to pay contrary to to his word and p̄miſe giuen to the Gouernor and ſome of the Councell: *Wherefore it is ordered* that there ſhall be 300li of Tobacco paid out of the ſaid Capt: *Prins* eſtate for the ſaid 200li and the Damage and loſſe for long . . . And this Court doth reſolve more ſeverly . . . to take notice of Capt *Prins* contempt

Richard Bennett p̄ferred a peti[tion] . . . of Adm̃tracõn on the eſtate . . . of *Warroſquoiacke* Marchant de[ceaſed] . . . Chiefely indebted vnto Mr *Edward* . . . himſelfe wch was accordingly graunted

At the ſame tyme alſoe hee delyvered vpp [an] Inventory of the ſaid *John ffrancis* his eſtate vppon his oath.

It is Ordered that the Shallopp wch *Edmond Barker* ſould vnto Mr *Raſtalls* men ſhall bee retorned vnto Mr *Perry*, and that the ſaid *Edmond* doe paie for the mending of the ſaid Shalloppe fifty pounds of tobacco.

At this Cort was brought in the will of *John Perry* deceaſed, and p̄ved by the oath of *Wm Perry* gent and that hee was in good ſence and vnderſtanding at the making hereof.

Vppon conſideracõn therein had a Commiſſion of adm̃ſtracõn was graunted vnto *Thomas Mayhew* Marchant vppon the eſtate of Mr *Daniell Lacy.*

Mr *Kingſmill* p̄ferred his petiõn to haue two men redelyvered vnto him wch hee ſould to Mr *Lacy* in his life tyme: *It is ordered* therevppon that hee ſhall be paid 500li of tobaccoe by the adm̃ſtrator of the ſaid Mr *Lacy*, at or before the feaſt of *Chriſtmas* for the ſaid men according to an agreemt made by the ſaid Mr *Lacy* and Mr *Kingſmill.*

Vppon the petiõn of *Wm Beſſe, it is ordered* [that] there ſhall bee a warrant directed to Mrs *Edloe* and her huſband to appeare at *James Citty* and anſwere the ſuit of the ſubſtitute of the ſaid *Beſſe* on *Monday* three weekes or elſe giue him p̄ſent ſatisfaccõn.

Vppon the motion of Cap: *Wm Tucker* overſeer of the will of Leift *Albiano Lupo* deceaſed *It is ordered* that Mr *Secretary* ſhall writ a lre to Mr *Graine* [to] require him to put in ſecurity for the goods of the ſa[id] *Albiano Lupo*

Mr *Vtie* likewiſe deſired to . . . Capt *John Jefferſon* who was . . . in the *Weſt Indyes*, and all . . . the ſame being for his p̄ſonal . . . becauſe hee the ſaid *John Jefferſon* . . . accompliſhed the full terme of three yeares wthin this Country, according as is required further the ſaid Mr *Vty* offereth that if the ſaid *John Jefferſon* ſhall retorne, eyther to take vpp the land in another place or elſe to make ſatisfaccon to the ſaid Mr *Vtie* for his building and Cleering if he deſire to putt him off, or otherwiſe the ſaid Mr *Vtie* to pay him for the land and purchaſe the patent, wch Condiõns one way

or

or other the Co^{rt} thinks to bee reaſonable that ſoe principall a place may not remaine allwaies vnplanted.

At this Co^{rt} an admñſtracon was graunted vnto *John Hill* and *Robert Brittaine* on the eſtate of *Nicholas Thredder.*

An admſtracon was graunted vnto *John* . . . on the eſtate of *William Morton.*

At this Court was leaue giuen to a ſufficient Company to plant vppon the back Ryuer at *Kecoughtan.*

Vppon the ſuit of M^{r} *ffrancis Bolton* Miniſter [at] *James Citty it is ordered* that hee hall haue l[eaue] to make a leaſe of the Gleabe land neere v[nto] *Archers Hope.*

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the 18th daie of . . .

AT] A Court At *James Citty* the 18th daie of . . .

ꝑſent

Cap: *ffrancis Weſt* [Gouerno^{r} &c]. Doctor: *Pott.* Cap^{t}: *Smyth* M^{r}: *Secretary* Cap^{t}: *Tucker* M^{r}: *ffarrar.*

It was the opinion of the Court to ꝓceede on the ſame Courſe concerning the Indians w^{ch} hath hitherto beene held vntill wee ſhall find better oportunity to ſett vppon them.

It is ordered that M^{r} *Capps* on the firſt of *Aprill* next at the fartheſt, doe goe over to the other ſide of the Bay and ſeeke out fit places for to experim^{t} the making of ſalte by the ſonn: And that if hee doe neglecte that buſines hee bee Conſtrayned therevnto by warrants.

At this Court *Tho: Marlott* planter, ſworne and exãied ſayth that *William Enry* about the latter end of *May* laſt paſt being ſick but of good memory deſired this depo^{t} that hee would make his will—but this depo^{t} anſwered hee could not well doe ſuch a thing, Then the ſaid *W^{m} Enry* ſaid *I pray take notice that my will is, that* W^{m} Bedford *ſhall haue all my goods howſes Lands debts and whatſoever is belonging vnto me in* Virginia *paying my debts.*

Herevppon the Court graunted a Comiſſion of admñſtr vnto the ſaid *W^{m} Bedford* on the ſaid *W^{m} Enry* his eſtate.

It is ordered That foraſmuch as *Thomas Gregory* deceaſed was indebted to M^{r} *Buldham* one hundred pounds of tobaccoe in the behalfe of his M^{r} Cap^{t}. *W^{m} Saker,* And for that it appeared that Cap^{t}. *W^{m} Tucker* was authorized to receaue it of the ſaid M^{r} *Gregory,* that the ſaid 100^{li} of tobaccoe bee paid to the ſaid Cap: *W^{m} Tucker* out of the eſtate of Cap: *W^{m} Saker,* wthin this Country.

Vppon the humble ſuit of *William Johnſon* [M^{r} of] the good Shipp Called the *Anne* ffor [wages *it is*] *ordered* that the ſaid *William* ſhould recover of the eſtate of *Humfrey Raſdell* who was [owner of] the ſaid Shipp the ſoñe of fower hundred and fifty pounds of tobaccoe for that it appeared to the Court that there was ſoe much due vnto him for his wages having beene ſeven monethes and a halfe Voyage in the ſaid ſhipp, And *Lancellot Barnes* is required to paie the ſaid four hundred and fifty^{li} tobacco to the ſaid Cap^{t} *William Johnſon.*

At this Cou^{rt} *Rob^{t} Barrington* was made Clarke of the Councell of State and an oath vppon the holy Evangeliſt admñſtred vnto him to that purpoſe *v^{t} ſequit^{r}.*

Yo^{u} ſhall ſweare to keepe ſecrett all matters Comitted and revealed vnto yo^{u}, or treated of ſecretly at the Councell table, vntill by the Conſent of the Goveno^{r} and Councell or the maio^{r} ꝑt of them publication ſhall bee made thereof, and yo^{u} ſhall truly and faithfully to the beſt of yo^{r} power from tyme to tyme Record all acts and orders of Co^{rt} and ſuch other matters as are to bee engroſſed and recorded, and yo^{u} ſhall not dlyver any writinges concerning the affaires of the Governo^{r} and Councell to any other ꝑſon or ꝑſons whatſoever eyther to bee ſeene or coppied out wthout firſt making the Governo^{r} acquainted therewth and order from him obtained and generally yo^{u} ſhall doe all things as ſhall [be] belonging vnto the place of Clarke of the [Councell] ſoe long as yo^{u} ſhall ſoe continew to bee [Clarke ſo help] you god and by the Contents of this booke.

. . . daie

. . . daie of *October A° Dmi* 1628

A COURT at *James Citty* . . . daie of *October A° Dmi* 1628
[p̄ſent]
C: *ffrancis Weſt* Eſq^r [Goueno^r &c.] Doct^or: *Pott.* Cap^t: *Smyth.* M^r *Secretary.* Cap: *Tucker.*

It is ordered that Captaine *William Tucker* ſhall ſatisfie and paie vnto *George Downes* Marchant ſeven hundred twenty and one pounds of tobaccoe for the debte of *John Morris* And the ſaid Cap^t: *Tucker* to recover ſoe much Tobacco out of the hands of the Attorny of the ſaid *Morris* as ſhall ſatisfie and dichardge the ſame.

It was teſtified At this Court by *William Holland* that hee thinketh that there was caſt overboard of the tobaccoe was ſhipped by M^r *Humfrey Raſtdell* aboord the *Anne fortune* for *Newfound Land* 200^li and hee verily thinketh that the reſt that wants to ballance the Acc^o was Loſt in the weight.

William Webſter delyvered vpp his Acc^o of Voyage to *New Found Land* hee being ffactor for the ſame in the *Anne ffortune*, And the Co^rt having ſeene the Covenñts betweene M^r *Raſdell* and him, And finding hee hath p̄formed all things on his p̄t to bee p̄formed, doth think fitt that hee bee diſchardged from the ſame.

It is ordered that three thouſand and fower ſcore pounds of tobaccoe due vnto *Willm̃ Webſter* by M^r *Humfrey Raſdell* deceaſed as appeareth by ſeverall ſpeciallties bee p^d vnto the ſaid *Willm̃ Webſter* out of the ſaid *Humfrey Raſdell* his eſtate.

. . . [*October*] 1628

A COURT at *James Citty* [*October*] 1628
p̄ſent
Ca: *ffrancis Weſt* Eſq^r Gouerno^r &c. Doctor: *Pott.* Cap^t: *Smyth.* M^r *Secretary.* Cap^t: *Tucker.*

John Day ſworne and exãied ſayth That hee heard *Richard Tree* ſay that there was noe haſt of building the Church it beeing planting tyme and therefore hee would deferre it till a further tyme.

Thomas Ploñer ſworne and exãied ſayth That *Rich: Tree* did worke vppon the Church at *Hogg Iland* a weeke or fortnight as he verylie thinketh after M^r *Vty* came home from the generall Aſſembly.

Andrew Roe ſworne and exãied ſayth that about the beginning of *Auguſt* laſt hee ſaw certaine ſeverall p̄cells of dub'd boards Ly at the Church at *Hogg Iland* and that ſince that time hee hath ſeene the ſaid *Tree* and his ſervants fetch boards from thence.

ffor as much as it appeares to the Co^rt that *Rich: Tree* hath neglected the building of the Church at *Hog Iland* contrary to his Covenñt whereby hee ſhould forfeit one thouſand pounds of tobaccoe; *It is ordered* that the ſaid *Tree* ſhall before the 20^th of *December* next finiſh the ſaid Church And the inhabitants to bring the tymber neceſſary for the finiſhing the work to the place where the Church is to be built, by the laſt of this p̄ſent *October*, And ſhall find him nayles ſufficient for the ſaid work, And if the ſaid *Tree* ſhall neglect to finiſhe the ſame according to this order hee ſhall forfeit the ſom̃e of 1000^li of tobaccoe And this worke to bee done by the ſaid *Tree* w^thout any conſideracon to bee paid him therefore in reguard of his neglect.

Vppon petiçon of *Hugh Hall it is ordered* that he ſhall haue certificate of his freedome graunted vnto him ſoe as hee bring in ſecurity to this Co^rt to ſaue them harmeleſſe.

. . . daie

. . . daie of [*October*] 1628

A COURT at *James Citty* . . . daie of [*October*] 1628
p̄ſent
Ca: *ffrancis: Weſt* Eſqr. Capt: *Smyth.* Mr: *Secretary.*

At this Court was ſhewed a letter of Attorney from *Anne Moſeley* of *London* Widdow made vnto *ffrancis Baldwin* and Mr *Edward Grindon* touching the eſtate of *John Moſeley* her late huſband deceaſed And for that Mr *Grindon* refuſed to haue anything to doe therein, The letter of Attorney being made ioyntly and ſeverally to them both And for that the hand of *John Moſeley* oldeſt ſonne of the deceaſed is ſubſcribed as a witnes to the ſame. The Court hath graunted to the ſaid *ffrancis Baldwin* according to his requeſt that hee receaue all the debtes of tobaccoe and goods of the ſaid *John Moſeley* due from Captaine *Roger Smyth* Eſqr to whome they haue beene formerly coñitted And that hee doe giue the Cort ſecurity to ſaue them harmeleſſe concerning the ſame.

. . . *November* 1628

A COURT at *James Citty* . . . *November* 1628
p̄ſent
. . . Doctor *Pott* Capt: *Smyth.* Mr: *Secretary.* Capt: *Tucker.*

Richard James Miniſter depoſed ſayth that about the third day of this p̄ſent moneth of *November* at Mr *Poole*s Doore hee heard Leift *ffliint* ſaie and aske whether his wife had not beene wth the Governor and ratled [rattled, *i. e.*, ſcolded] him, afterwards hee wiſhed hee had the Governor alone, after this wthin Mr *Poole*s howſe hee wiſhed for an Eaſterly Wind to bring in a new Governor ſaying that then hee hoped to haue Iuſtice for now hee could haue none. And that hee had thinges to open that were not yett opened: Afterwards his wife comeing in to the foreſaid howſe, and ſaying hee was freed, one of the Company being then in the howſe tould him that hee might goe Whervppon hee replyed that it was Spleene that ſett him by the heeles, wiſhing a pox take all ſpleene, for ſome of them were gon allready and hee hoped that others would, theſe thinges hee ſpake after hee had ſlept in the foreſaid howſe And this is all that this deponent doth affirme.

Robert Poole gent ſworne and exãed ſaith that about[?] the third of this p̄ſent *November* Coñing to this depots howſe wth Leift *ffliint* who was then coñitted priſoner by the Governor when hee came to the doore of the ſaid *Robert Pooles* his howſe the ſaid *ffliint* deſired that hee might goe to the howſe end to make water and when hee came thither hee drew his knife out of his pockett and rann at *Gilberte Whitſeild* one of the Guard wth the ſame, the poynt of the knife being towards the ſaid *Whitfeild* and ſaid, *the proudeſt of yo*u *all Lay hold on mee.* Then this Deponent Spake to the Guard to lay hold of him, Wherevppon one *William Baker* layd hold vppon him, And then the ſaid *Whitfeild* ſtruck the ſaid *ffliint* vppon the head wth a ſtick and ſoe they brought him forcibly into the howſe, ffurther this deponent then ſpake to the ſaid *ffliint* and ſaid *yo*u *are Coñitted heere priſoner . . . yo*u *muſt ſtay,* then the ſaid *ffliint* ſaid . . . *Spleene that hath done this, there are ſ[ome of] them dead of the ſpleene already, and the* [*reſt will*] *follow.* Then this deponent deſired the ſaid *ff*[*liint*] to ſitt vppon the Cheſt and bee quiett wherevppon the ſaid *ffliint* ſaid *the Governor oweth mee two buſhells of meale yett, wch I ſent him when hee had nothing to put in his head I would hee would pay mee that.* Then the ſaid *ffliint* ſitting downe vppon the Cheſt ſaid, *oh would Captaine* Mathewes *were by mee and then I ſhould haue wright,* and repeated theſe words twenty tymes afterwards—Then this Deponent goeing vpp to Leift *Peppetts* howſe came downe a little while after and found the ſaid *ffliint* aſleepe, about two howers after the ſaid *ffliint* wakened, and the firſt word hee ſpake was *Puffe, ſend an eaſterly wind to bring in a new Governor*

and

and then I ſhall haue Juſtice for now I haue none, and I haue many thinges to open that were never opened yett Then the ſaid *ffiint* ſtepped to the doore, and asked, *hath my wife beene w^th^ him yet*, one made anſwere that ſhe was, then the ſaid *ffiint* ſaid *ſhee hath Rattled him*, Then Leif^t^ *Peppett* came and tould him hee was diſchardged. But the ſaid *ffiint* would not goe along w^th^ his wife but ſaid *thoſe that putt mee in ſhall fetch mee out* And this is all that this deponent can ſay.

L^t^ *Gilbert Pepett* ſworne and exãied fayth that hee heard L^t^ *ffiint* ſpeake at M^r^ *Pooles* howſe, *An Eaſterly wind to blow to ſend in Noble Cap^t^* Harvey, *And then I ſhall haue right for all my wrong*, Afterwards when this deponent tould him that hee was discharged, the ſaid *ffiint* anſwered *hee that put mee in, ſhall fetch mee out I will not goe, Spleen hath put mee in a pox of Spleene ſome are gon allready and the reſt will followe.*

Lucey Peppet the wife of L^t^ *Gilbert Peppett* ſworne & exãied fayth that ſhee this deponent heard the ſaid *ffiint*, ſpeaking of the Governo^r^, ſay *the Dyvell confound him body and ſoule I hope an Eaſterly wind will bring in a new Governo^r^ and then I ſhall haue true Juſtice* And this is all that this depo^t^ can ſay.

The Governo^r^ at this Court alſoe made . . . to the Councell concerning the behavio^r^ of L^t^ *Thomas ffiint* towards himſelfe at *Warwick* Ryver at the beginning of this moneth as followeth *viz^t^* That himſelfe being in diſcourſe w^th^ his Lady and the ſaid *ffiint* concerning a report of ſome ill Carriadge of the ſaid *ffiint* towards his daughter in Lawe *Dorothy Beheathland*, and finding fault w^th^ the ſaid *ffiint* for being ſoe familiar w^th^ the wench further then was fitting, w^ch^ thing the ſaid *ffiint* then denyed, afterwards when they tould the ſaid *ffiint* that formerly Sir *George Yeardley* did not thinke it fitt that the maid ſhould liue w^th^ him, and that now his wife would intreate him that ſhee might bee drawen from him: otherwiſe ſhee would Complaine of it to the Grandmother at her cominge for *England* The ſaid *ffiint* replied that noebody ſhould Coñaund her from him, and often repeating theſe words, The Governo^r^ replyed, *why I if I pleaſe will coñaund both yo^u^ and her too and all that yo^u^ haue vppon good occaſion*, Then the ſaid *ffiint* anſwered *yo^u^ may Coñaund mee and anything that I haue but her yo^u^ ſhall not*, and ſoe ſwore many oathes that hee ſhould not; Whervppon the Governo^r^ did Commaunde him to bee gon out of his Chamber And then the Governo^r^ being neere him, the ſaid *ffiint* ſpoke in moſt p̃emptory manner ſwearing *Zounds yo^u^ will not ſtrike mee will yo^u^* ſoe the Governo^r^ Comaunded him away and afterwards that [he] bee laid by the heeles. ffurther the Governo^r^ ſayth that when hee ſent for the maid, ſome people [who] heard it did ſay that *ffiint* had ſent a Count[er order ?] that ſhee ſhould not come.

It is ordered that the ſaid *ffiint* for his miſdemeanour and Contempt ſhall bee degraded from his title of Leiſtenñte and ſhall paie 1000^li^ weight of [Tobacco] for a fine and find ſuerties for his good behau[iour] from Quarter Co^rt^ to Quarter Co^rt^ vntill the Co^rt^ ſhall think fitt to releaſe him.

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the . . . *November* 1628.

A COURT at *James Citty* the . . . *November* 1628.

p̃ſent.

C: *ffrancis Weſt* Eſq^r^ Governo^r^ &c Cap^t^: *Smyth*. M^r^ *Secretary*.

At this Court was reade the petiẽon of *Martin Peale* p̃ferred againſt M^r^ *Thomas Mayhew* Concerning his wages due vnto him in the good ſhipp the *Guift*, *It is ordered* that the ſaid M^r^ *Mayhew* ſhall paie vnto the ſaid *Martin Peale* all his wages due vnto him for the terme and tyme of his ſervice in the ſaid Shipp; The reaſons are for that M^r^ *Mayhew* in his anſwers to the ſaid petiẽon confeſſed he conſented to diſchardge him and yeilded therevnto[?] And becauſe the Governo^r^ teſtified that M^r^. *Grindon* did often p̃ffer to take his oath that *Mayhew* was content to pay him his wages when hee did diſchadge him.

Vppon

Vppon the petiĉon of Mr *John Southerne it is ordered* that *Richard Powell* aſſignee of the executors of *Nath Jeffers* ſhall appeare on *Monday* next, and that Mr *Southerne* ſhall haue a warrant to that purpoſe.

At this Cort vppon the oath of *John Southerne* gent and *ffrancis* [*ffenton* ?] the will of *Thomas Gregory* Marchant was ꝓued to bee his laſt will and teſtamt and that hee was in ꝑfect ſence and memory at the tyme of the ſealing and publiſhing thereof.

At this Cort was reade a petiĉon of *Joſeph Johnſon* Concerning the damage that *Thomas ffarleyes* hoggs did in his Corne, *It is Ordered* therevppon that the ſaid *ffarley* ſhall paie the ſaid *Johnſon* one barrell of Indian Corne for the ſaid damage.

At this Cort *it was ordered* for that it appeared that *Joſeph Johnſon* and *George Prowſe* had offended againſt an Acte made for the planting of Corne that *Joſeph Johnſon* ſhall paie 100li of tobacco and *George Prowſe* 50li of tobacco for a fine.

Joſeph Johnſon of *Archers hope* plaunter and *Abraham Avelin* doe acknowledg to . . . to our ſoveraigne lord the kings Matie forty Pounds of lawfull *Engliſhe* money [on] condiĉon that the ſaid *Joſeph Johnſon* ſhall appeare at the next Quarter Cort and in the meanetyme to keepe the peace towards the kings Matie and all his leige people and eſpecially towards *Thomas ffareley*

It is ordered that *John Dimmocke* ſhall remaine [the] next yeare a ſervant vppon the plantaĉon of *Thomas ffarcley* at *Archers hope* amongſt his other ſervants to the vſe of *Humfrey ffareley* of *London* . . . And that if Mr *Humfry ffarcley* doe not the next yeare ſend over ſufficient proofe that the ſaid *Dimmocke* is to ſerve him then the ſaid *Dimmock* ſhall haue a ſhare of the Cropp making allowance for Chardges

It is ordered that *Humfrey Moore* for that hee arreſted *John Palmer* and did not ꝓſecute his ſuit againſt him at this Cort ſhall paie the ſaid *Palmer* 20li of tobacco for coſts and damages and remaine foreuer[?] nonſuited.

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the 2 of *December* 1628

A COURT at *James Citty* the 2 of *December* 1628.

[ꝓſent]

Capt: *ffrancis Weſt* Eſqr Gouernor Capt: *Smyth:* Mr *Secretary.*

It is ordered that *John Burland* ſhall paie vnto Mr *Thomas Smyth* 600li of tobaccoe for two men ſervants delyvered vnto him according to a Coveñte formerly made betweene them.

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8 daie of *December Anno Dm.* 1628

A COURT at *James Citty* the 8 daie of *December Anno Dñi* 1628

[ꝓſent]

ffrancis Weſt Eſqr Governor &c. Doctor *Pott* Capt: *Smyth* Mr: *Secretary.*

At this Courte was reade the petiĉon of *William Hoſier* Concerning certaine goods wch were to bee delyvered to the ſaid *Hoſier* by *John Croſſe* deceaſed, marchant of the Shipp the *Trueloue* at *New England* amounting to the value of twelue pounds *ſtarling*, And for that it appeared to this cort, that the ſaid *Hoſier* had paid by bill, wch was ſent over to Mrs *Hurte*[?] the Owner of the ſaid ſhipp the foñe of twelue pounds for the ſaid Coñodities And for that the ſaid *Croſſe* is deceaſed, and his goods are coñitted to Mr *Hawkridg* the Mr of the ſaid Shipp, and it appeares that the ſaid Coñodytes were not delyvered to the ſaid *Hoſier* in *New England It is therefore ordered* that the ſaid Mr *Hawkridge* ſhall delyver to the ſaid *Hoſier* as much goods or tobaccoe as ſhall amount to the ſaid foñe of twelue pounds.

It is ordered that *John Chaplaine* of *Chaplaines Choiſe* ſhall have a Coñiſſion of admſtraĉon graunted vnto him of the goods of Enſigne *Iſaak Chaplaine* who is ſuppoſed to bee caſt away vppon ye ſea.

Suſan

Sufan Balden fworne and exãied fayth that *Leonard Huett* the fame night hee dyed being in ꝑfect fenfe and memory faid *If I dye I giue vnto yo*ᵘ *goodman* ffryer *my Cheft* w*ᵗʰ all that is in it And I hope there is enoughe in yo*ʳ *howfe to Content yo*ᵘ *for what yo*ᵘ *haue done for mee, and I defire yo*ᵘ *not to demaund a penny of any man but to bury mee yo*ʳ *felfe. It is ordered* that the faid *ffryer* fhall keepe the faid Cheft and all the goods therein according to the will of the faid *Leonard.*

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the 9ᵗʰ of *December* 1628

A COURT at *James Citty* the 9ᵗʰ of *December* 1628
ꝑfent
C: *ffrancis Weft* Efqʳ Gouernoʳ &c Doctor *Pott.* Capᵗ: *Smyth.* Mʳ *Secretary.*

Captaine *Smyth* delyvered into this Coʳᵗ a bill wherein *Nathaniell Caufey* ftandeth indebted vnto the faid Capᵗ: *Smyth* in the fome of one thoufand pounds of tobaccoe wᶜʰ is for the vfe of Mʳˢ *Anne Mofeley* widdowe late the wife of *John Mofeley* deceafed.

At this Coʳᵗ was brought in the will of Mʳ *Edward Grindon* deceafed and was ꝑved to bee his Laft Will and teftamᵗ by the oath of *Martin Peale* and that hee was in ꝑfect fence and memory at the making thereof.

At this Coʳᵗ *Efter Clariett* brought in an Inventory of the goods of *Henry Bradford* deceafed, and vppon her Corporall oath teftified it to bee a true and ꝑfect inventory.

It is ordered that *Robert Pires* and *Nathaniell* [*Caufey*?] for going aboord the fhipp the *William and John* wᵗʰout Lycence contrary to an order then made fhall pay thirty weight of tobaccoe [a]peece for a fine.

Vppon the petiᶜon of *John Stone* late fervant vnto Mʳ *George Sandis It is ordered* that notice bee giuen to Mʳ *Sandis* that hee make known what intereft hee Claymes in the faid *Stones* fervice And that it is alleadged and teftified by Lᵗ *Thomas Purfury* that the frends of the faid *Stone* did pay for the moft ꝑt of the Chardges of his paffage And further the faid *Stone* offereth to ꝑue that hee is aboue the age of one and twenty yeares the Coʳᵗ doth thinke it equitable that vnlefs the faid *Stone* bee taught and brought vpp in fome trade or occupa[tion he at] the end of his yeares [time] haue fome valuable C[onfideration] for his fervice Or that the faid Mʳ *Sandis* or fome other whome it fhall Concerne doe alleadge fome better caufe then only the bare Clayme of his tranfportaᶜon hither, Nevertheles in the interim it is thought meete the faid *Stone* to Continew for this yeare in the fame Service And the Coʳᵗ doth refolue the next yeare to take it into their Confideraᶜons what may bee alleadged on eyther fide.

At this Coʳᵗ was ꝑferred a petiᶜon by Mʳ *Harman* Concerning fome affurance to bee graunted him in a ꝑcell of Land Situate on the Eafterne fhore of the Bay vppon the foutherly fide of the *old plantacon* Creeke The Court taking the fame into Confideraᶜon and vnderftanding that there hath beene an vncertaine Rumoʳ of a greate quantity of land there or neere vnto the fame belonging vnto the Lady *Dale* But Confidering that for as much as there remaineth heere noe certaine knowledge thereof eyther vppon Record or otherwife, and deeming that it is vnreafonable and vnlikely that foe greate a tract of Land as from *Cape Charles* thither fhould belong to any ꝑticuler divident hath giuen leaue and ꝑmiffion to the faid *Charle Harmer* to plant vppon one neck of Land there fituate and Lying vppon the mouth of the faid *old plantacon* creeke butting Northerly vppon fandy barren land, foutherly vppon a pond called *Maggotty bay* pond wefterly vppon the fhoare of the Bay, and Eafterly vppon the firft branch on the fouth fide of the Creeke aforefaid being allmoft incompaffed by the faid Branch and not exceeding the quantity of one hundred acres of Land, and to hold the fame wᵗʰout moleftaᶜon or incombrance of any. But if the fame fhall appeare wᵗʰout all queftion or Controverfie to appertaine vnto the Lady *Dale* then the faid *Charles Harmer* if hee bee forced off fhall accept of Reafonable fatisfacᶜon for Cofts and Chardges, otherwife to paie to the publique an annuall rent for the fame, and enioy it, as to others is granted.

22ᵗʰ of

22th of [*December*] *Anno Dmi:* 1628

A COURT at *James Citty* the 22th of [*December*] *Anno Dmi:* 1628
ꝑſent
C: *ffrancis Weſt* Eſqr Governor Doctor: *Pott.*

It is ordered that *Henry Bagwell* in diſchardge of a bill of one hundred and tenn pounds of tobbaccoe due vnto *Hugh Hawkridge* and *John Croſſe* ſhall paie threeſcore and fiue pounds of tobbacoe wch is in full of his due vppon the ſaid bill the Remainder beinge allready ſatisfied by *Humfrey Moore* Marchant who was a ioynt debtor wth the ſaid Mr *Bagwell* by the ſame bill.

At this Court was heard a Controverſie depending betweene Mr *Staffuerton* and *Tho: ffint* And for aſmuchas the Cort did find that the Cauſe could not well bee decided being very intricate and full of difficulties wthout a full Crt it was therefore referred to be determined at the next Quarter Court.

Vppon the moc̃on of Mr *Cremer it was ordered* that all ſuch tobaccoe, as ſhall appeare to bee rec. for Mr *Staffuerton* in whoſe Cuſtody ſoever it ſhall remaine ſhall bee ſequeſtred vntill the Quarter Cort when the Cauſe ſhall bee fully heard and determined And that a warrant ſhall bee directed to Captaine *Mathewes* to ſequeſter the ſame accordingly.

Vppon the moc̃on of Mr *Sharples* for that it appeared vppon the depoſic̃on of Mr *William Harwood* that Captaine *Wilcocks* ſtood indebted vnto to the ſaid Mr *Sharples* at the tyme of his death in the ſom̃e of one hundred pounds of tobacco vppon a certaine bill of ꝑcells ſhowed to this Cort *The Cort hath thought fitt and accordingly ordered* that the adminiſtrator of the ſaid Captaine *Wilcocks* ſhall ſatisfie and paie the ſaid ſom̃e of one hundred pounds of tobaccoe out of the eſtate of the ſaid Captaine *Wilcocks* rateably as the debts due vnto other men are ſatisfied out of the ſaid eſtate.

At this Court was ſhewed a bill of exchange directed to Captaine *William Sakre* for the paymt of ſix pounds *ſterling* wch was for the paſſage of his ſervants *Thomas Gregory* in the *Samuell* vnder the Com̃aunde of Captaine *Preene* And for that this Cort was informed vppon the oath of Captaine *Moyne* that the ſid Captaine *Saker* dyed before before the ſaid bill of exchang was ſatisfied and that it is yett vnpaid, *It is ordered* that the ſaid Captaine *Preene* bee paid the ſaid ſix pounds out of the eſtate of the ſaid Captaine *Saker* in this Country

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QUARTER COURT

20th daie of *Januarÿ Anº Dmi* 1628.

A QUARTER CORT at *James Citty* [the] 20th daie of *Januarÿ Anº Dmi* 1628.
[ꝑſent]
ffrancis Weſt Eſqr Gouernor &c Doctor *Pott.* Capt: *Smyth.* Mr *ffarrar.*

At this Court *Thomas ffint* and *Mary* his wife did ꝑſonally come into this Court and ſurrendred all their eſtate right title and intereſt in one thouſand acres of land ſcituate in *Stanley hundred* wth the Lres patents and all the benefit and advantage that may accrew thereby vnto *John Brewer* Marchant according to affeoffmt thereof made from the ſaid *Thomas* and *Mary* to the ſaid *John Brewer.*

John Brewer Marchant ſworne and exãied ſayth that *Mary* the wife of *Thomas ffint* did demaund of Captaine *Pearce* tenn barrells of Corne, but Captaine *Peirce* denyes hee owed ſoe much vnto her but was in the ende contented to giue her eight barrells and a halfe wch hee ꝑmiſed ſhould bee paid her, and that hee would giue order before his depᵗture for *England* for the paymt thereof vnto her.

At this Cort was made a petic̃on of *Richard Taylor* againſt *William Sharpe* and others for detayning land from him wch was graunted him by patent from Sr *George Yeardley* And for that the ſaid Patent was ſhewed to the Cort *It was the opnion of the Cort* that the

the ſaid *Taylor* ſhall enioy his land ſo graunted him according to the tenor and true meaning of the ſaid patent wthout the moleſtacõn of any ꝑſon or ꝑſons whatſoever, there being nothing ꝓduced to the Contrary.

The Court vppon good Conſideracon therein had haue thought fitt and accordingly ordered that *Anne Jackſon* wch Came from the Indians ſhall bee ſent for *England* wth the firſt oportunity of Shipping and that her brother *John Jackson* ſhall giue ſecurity for her paſſage and keepe her ſafe till ſhee bee ſhipped aboard, The wch Mr *Harwood* hath vndertaken to ſee ꝑformed.

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the 21ſt of *January* 1628.

A COURT at *James Citty* the 21ſt of *January* 1628.

ꝑſent

C: *ffrancis Weſt* Eſqr Gouernor Doctor: *Pott* Capt: *Smyth.* Mr: *ffarrar.*

Nicholas Spencer ſworne and exãied ſayth that *John Lightfoote* about three howers before hee dyed being in ꝑfecte ſence and memory Called for *William Spencer* who being come vnto him asked the ſaid *John Lightfoote* howe he did whoe anſwered *I am very ſicke* and further ſaide *I doe giue yo*u *my whole eſtate and deſire yo*u *to ſee mee well buried.*

Nicholas Atwell aged twenty yeares or thereabouts ſworne and examined ſayth that about two daies before *John Lightfoote* dyed hee heard *William Spencer* aske the ſaid *John* howe hee did who anſwered *I am very ſick and I think I ſhall dye* wherevppon the ſaid Wm *Spencer* demaunded of him if hee had noe freinds or bothers [brothers] in *England* on whome hee would beſtowe any thing to wch the ſaid *John Lightfoote* anſwered *noe, I will giue yo*u *my whole eſtate* and this is all this depont can ſaye.

Edward Willmoth aged ſixteene yeares or thereabouts exãied ſayth, that two howers before *John Lightfoote* dyed hee heard him ſay vnto *Nicholas Spencer* that his Cattell and Tobaccoe did ſoe trouble his minde that hee could take noe reſt, and therevppon willed this deponent to call *William Spencer* vnto him that hee might make an ende of it And when *Willm Spencer* was Come vnto him hee asked him how hee did who anſwered *very ill*, And this Dept heard the ſaid *John Lightfoote* ſay vnto the ſaid *William Spencer I giue yo*u *all that I haue but lett it alone vntill too morrowe morning and then I will ſend for halfe adozen men to make it fuer vnto yo*u.

The Cort hath ordered that the ſaid *William Spencer* ſhall inioy the eſtate of the ſaid *John Lightfoote* according to the ſaid Nuncupatiue will And if any ꝑſon hereafter can ſhewe better right or title thereto, the ſaid *William Spencer* ſhall bee accomptable for the ſame.

A Comiſſion of Admiſtrcon was graunted vnto Mrs *Adams* of *Martins Hundred* vppon the eſtate of her huſband.

Nicholas Tompſon of the age of 25 yeares or thereabouts ſworne and exãied ſayth that *John Burland* coming to Mr *Richard Bennett* demaunded of him three men wch his Vncle was to delyver vnto him wherevppon Mr *Bennett* brought out and tendered vnto him three, of the age of ſeventeene yeares, the youngeſt of them as hee then told him but *Burland* refuſed to accept of them and ſoe dept.

Robert Bennet of the age of eighteene yeares or thereabouts ſworne and exãied ſayth as much in effecte as *Nicholas Thompſon* hath allready averred.

It is agreed betweene the ꝑties that Mr *Richard Bennett* ſhall delyver vnto the ſaid *John Burland* heere in Cort wthin convenient tyme after the aryvall of the *London Marchant* three men, and that if hee haue noe men ſent him in the ſaid ſhippe, then Mr *Bennett* ſhall giue *Burland* ſuch other ſatisfacõn as ſhall be thought fitt

Vppon the Mocõn of *John Wareham* Mar[chant] for that Mrs *Adams* Confeſſed that her huſband was to giue 300li of tobaccoe for a ſervaunte ſold vnto him, *The Cort hath ordered* that Mrs *Adams* ſhall giue ſatisfacõn for the ſaid man according to the ſaid agreemt

22th daie

22th daie of *January* 1628.

A COURT at *James Citty* the 22th daie of *January* 1628.
p̄ſent.
Capt: *ffrancis Weſt.* Eſqr. Gouernor Doctor: *Pott*: Capt: *Smyth:* Mr: *ffarrar.*

It is ordered vppon the petic̃on of *Daue Mynton* againſt *Bridges ffreeman*, for beating and wounding him, that the ſaid *Bridges* ſhall paye for curing the ſaid *Dave* his wounds and for that it appeared that *Dave Mynton* gaue very bad words to the ſaid *ffreeman* and was in the moſt faulte the ſaid *Daue* ſhall haue noe remedy.

Vppon the petic̃on of *John Southerne* geñ concerning the delyvery of a man ſervant by *Nathaniell Jeffers* vnto the ſaid Mr *Southerne* to ſerue him fower yeares, and for that it appeared vpppon a bill ſhewed to the Cort that the ſaid Mr *Southerne* was to haue the ſaid ſervante delyvered vnto him at the feaſt day of St *Thomas* the Apoſtle [in] 1626 wch was not delyvered accordingly And for as much as the ſaid *Nathaniell Jeffers* [has] dyvers ſervants heere in this Country And [the] ſaid Mr *Southerne* is Content in ſatiſfac̃on [of] the ſaid bill to accepte of one of the ſaid ſer[vants] *The Cort hath ordered* that *James Budworth* one of the ſaid ſervaunts having fower yeares to ſearve ſhall dwell wth the ſaid Mr *Southerne* for two yeares and then bee freed Mr *Southerne* being content to accepte the ſame and p̄forme it accordingly.

Vppon the moc̃on of Mr Doctor *Pott* the Councell hath thought fitt and accordingly ordered that hee ſhall haue 200 acres of land betweene *Kethes* Creeke and another Creeke adioyning.

At this Court *Zachary Cripps* brought [in an] inventary of *Edmond White* deceaſed and deliued [delivered] the ſame vppon oath to bee a true and p̄fec̃te Inventary And for that it appeared to the Cort that the ſaid *Zachary* had fully admnſtred the eſtate of the ſaid *Edmund the Cort hath ordered* that hee ſhall haue his bond therevppon delyvered to bee Cancelled and ſhall bee quite thereof.

23th of *January Ao Dmi* 1628.

A COURT at *James Citty* the 23th of *January Ao Dm̃i* 1628.
p̄ſent
Ca: *ffrancis Weſt* Eſqr Gouernor &c Doctor: *Pott* Capt: *Smyth.* Mr *ffarrar*

See Record fo. 142 144

At this Cort was reade a Letter of Attorney made from *John Jeffers* executor of the will & teſtamt of *Nathaniell Jeffers* deceaſed vnto *John Cheeſeman* and *Rowland Powell* Marchants wch Letter of Attorney was Confirmed by a letter ſent from the ſaid *John Jeffers* vnto the ſervants of *Nathaniell Jeffers* And here likewiſe ſhewed and reade, And for that it appeared by a note vnder the hand of Mrs *Bridgett Lowther* that ſhee is willing to leaue vpp the ſaid ſervants and to bee accomptable vnto Mr *Powell* for their ſervice If the Cort ſhall ſoe order the ſame, The Cort taking the ſame into conſiderac̃on, haue Confirmed the ſaid Letter of Attorney vnto the ſaid Mr *Powell*, and haue ordered that by vertue of the ſame Mr *Powell* ſhall haue full power and authority to receave and diſpoſe of the ſaid ſervants, and to call Mrs *Lowther* to accompte for their ſervice that is paſt, ſoe as the ſaid Mr *Powell* doe put in ſecurity to ſaue the Cort harmeleſs [and] to be accomptable for the ſaid eſtate of the ſaid *Nathaniell Jeffers* If hereafter it ſhall appeare that there is a better or later authority (to the Cort) then is conferrd vppon the ſaid Mr *Powell* [by the ſaid] Letter of Attorney.

Edward Mayhew Marchant ſworne and exãied ſayth that hee receaue[d] a bill of *wrights* from *Robte Marſhall*, but it was vppon no other termes but that his brother Mr *Thomas Mayhew* ſhould doe his endeavor to receaue the ſame of the ſaid *wright* and if hee ſhould receaue it hee would be accountable to *Marſhall* therefore.

Vppon

Vppon a Complaint of Mr *Thomas Mayhewe* agt *Robt Marſhall* concerning the breaking vpp and paying away of a hhde of tobaccoe wch Mr *Edward Mayhewe* packed vpp and ſealed for the accō of the ſaid *Thomas Mayhew It is ordered* that the ſd *Marſhall* ſhall bee imprifon[ed] till he make ſatisfaccon.

24th [daie of] *January Ao* 1628.

A COURT at *James Citty* the 24th [daie of] *January Ao* 1628.

p̄ſent

Cap: *ffrancis Weſt* Eſqr Gouernor Doctor: *Pott.* Capt: *Smyth* Mr *ffarrar.*

At this Cort for as much as *Obedience Robins* was arreſted at the ſuit of *Georg Medcalfe* and hath appeared according to warrant and the ſaid *George Medcalfe* neyther by himſelfe or his Attorney came in to comence his ſuit againſt him *the Cort hath therefore ordered* that the ſaid *George Medcalfe* ſhall bee nonſuited and paie vnto the ſaid *Obedience* fifty pounds of tobaccoe for his damage.

It is ordered that Leift *Waters* ſhall delyver out of the eſtate of Capt: *Wilcocks* ſixteene hundred pounds of tobaccoe vnto Mr *Edward Meyhew* or his aſſignes for the vſe of Mr *Nicholas Clements* in p̄te of a debt due vnto the ſaid Mr *Clemts* from the ſaid Capt *Wilcocks.*

Examinacons taken before Mr Doctor *Pott January* the vith 1628

John Gay aged about 22 yeares ſervant to *Beniamin Jackſon* ſworne and exaied ſayth that on *Newycares day* laſt about two or three of the Clock in the afternoon this exāiate being mending of a pinte potte that was melted *William Reade* and *John Burrowes* came forth of this exāiates masters howſe and ſat down by him, and *John Burrowes* took vpp a little peece of leade that lay by this exāiate and begun to make it fitt for this exāiats worke that he was about and vppon a ſudden *William Reade* ſaid vnto *John Burrowes oh. yo" theefe* Wherevppon *Burrowes* letting fall his knife vppon the ground ſaid *haue I ſtole any thing from thee* and wthall ſtrooke *Reade* vppon the breſt wth his fiſt then p̄ſently *Reade* ſtooping downe tooke vpp the knife and therewth ſtabbed *Burrowes* into the belly below the Navell, and about an hower after this, *Burrowes* dyed.

William Reade aged as he ſaith about 13 or 14 yeares being examined ſayth that on *New yeares daie* laſt about 2 or three of the Clocke in the afternoone he the exāite and *John Burrowes* ſitting together by *John Gay* as hee was mending a pint pott asked this exte to lend him his knife, and this exaite ſaid hee would not lende it him, then *John Gay* tooke this exaiats knife from him by force and p̄ſently *John Burrowes* ſaid to this exte *yo" arrant Rogue woo't not lend thy knife to him* wherevppon this ext ſaid to *Burrowes what yo" theefe*, then *Burrowes* threw down his knife betwixt his leggs, and ſtrooke this ext vppon the breſt wth his fiſt, then this exaiate tooke vpp the knife and holding it in his hand *Burrowes* came in vppon this exāiat and ran his belly [upon] the knife.

Herevppon the ſaid *Reade* was indited by the [name of] *William Reade* late of *Blunt poynt* wthin the Kingdome of *Virginia* labourer for that [on the] firſt daie of *January* in the fourth [yeare of the] raigne of our ſoveraigne Lord [by the] grace of god of *England Scotland* [*ffrance*] & *Ireland* King Defendor of the faith &c [betweene] the howers of 2 and 3 in the afternoone of the ſame day by force and armes, that is to ſay wth a Certaine Knife price two pence vppon one *John Burrowes* at the houſe of one *Beniamin Jackſon* of *Blunt poynt* aforeſaid in the peace of our ſoveraigne Lord the King beeing made an aſſault and [an] affray, and the ſaid *John Burrowes* then and there wth ſaid knife felloniouſly did thruſt & ſtabb into the belly giueing him the ſaid *John Burrowes* a mortall wound of wch ſaid wound the ſaid *John Burrowes* wthin an hower after dyed

And

And ſoe the [ſaid] *William Reade* the ſaid *John Burrowes* in manner and forme aforeſaid felloniouſly did kill againſt the peace of our ſoveraigne Lord the King his Crowne and dignity.

Vppon wch Indictmt the ſaid *Reade* pleaded not guilty and for his triall put himſelfe vppon the Country *vizt*

Richard Kingſmill	*William Harwood*	*John Johnſon*
John Southerne	*Thomas Paſmore*	*John Oſborne*
Thomas Mayhew	*Elmer Phillipps*	*Thomas Crump*
Ingram ffarres	*George Gruaes*	*John Jackſon*
Richard Taylor		*John Bridges*

Wch Jury being impaneled and ſworne to inquire of the ſaid Indictmt delyvered vpp there verdict, that the ſaid *Reade* was guilty of Manſlaughter whoe being asked what hee had to ſay for himſelfe that he ought not to dy demanded his Clergy wherevppon hee was delyvered to the ordinary, &c.

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the 30th *January* 1628.

A COrt at *James Citty* the 30th *January* 1628.
þſent
Ca: *ffrancis Weſt* Eſqr Gouernor &c. Doctor *Pott.* Capt: *Smyth.* Capt: *Mathewes.* Mr. *Secretary.* Mr. *ffarrar.*

At this Cort were delyvered vpp by Mr *Southerne* twelue bills (wch were Comitted vnto him by *William Greene*) wth Mr *Greenes* Letter of Attorney to *Richard Digges* into the hands of *William Barker* by vertue of a letter of Attorney made by the ſaid *Greene* vnto *William Barker*

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the laſt day of *January* 1628

A COrt at *James Citty* the laſt day of *January* 1628
þſent
Cap: *ffrancis Weſt* Eſqr Gouernor &c. Doctor *Pott.* Capt: *Smyth.* Capt: *Mathewes.* Mr. *Secretary.* Mr. *ffarrar.*

At this Cort was taken into Conſideracõn the treaty of peace wth the Indians wch hath bin Continewed Since the beginning of *Auguſt* laſt And finding that vppon this treaty the people and planters of the Colony haue growen ſecure and vtterly neglected eyther to ſtand vppon their guard or to keepe their Arms fitt and ready about them to defend themſelves vpon any occaſions wherein the treacherous Indians might attempte anything againſt vs wch miſcheifes are by noe meanes to bee þvented (the Condicon of our people being ſoe wretchedly negligent in this kinde) that neyther þclamacõns nor other ſtrict orders haue remedied the ſame, And alſoe on the other ſide the Indians haue beene extreamly falſe and altogether neglected the Condicõns of the treaty and offered ſome Iniuries in dyvers of our plantacõns The Governor and Councell therefore vppon ſerious deliberacõn concerning the ſame haue thought fitt and are of opinion that in their Judgmts it is a ſafer Corſe for the Colony in general to þvent a ſecond Maſſacre utterly to þclayme and maintayne enmity and warres wth all the Indians of theſe ꝑtes. *And doe therevppon order* that all the people and planters wthin this Colony doe take notice that all the former treaties of peace be vtterly extincte and diſſanulled And that hereafter they doe ſtrictly and þciſely ſtand vppon their guard And that they doe keepe the Indians of from their plantacõns wthout any ꝑly or Converſe wth them But for the better ſafety of ſome of our weaker plantacõns, and that all the Colony may haue in the meane tyme intelligence of the þceedinges heerein *It is thought Convenient* that

if

if it poſſible may bee they f[ail to ?] ſhoote or kill any of them vntill the 20th of *feb[ruary]* next But after that tyme to eſteeme them vtter Enemies and to take the beſt advantages they can againſt them. The Governor and Councell reſolving ſeverely to puniſhe ſuch as ſhall bee found faulty and delinquent in the Guard of themſelues and plantations and doe not in all thinges payne toe obſerue and keepe all former Orders ſoe often reitterated and publiſhed to that purpoſe In his Mats name ſtrictly Chardging and requiring all Captaines and Comaunders wthin the ſeverall lymitts of their comaundes to ſee that noe ℔ſones or planters doe work wthout ſufficient force of men Conſtantly that none doe goe abroade wthout ſufficient ℔ties and that eſpecially they doe ſeverely puniſhe ſuch as ſhall goe from their plantacons or howſes to other places wthout their Armes about them.

At this Cort there was a comiſſion graunted vnto Mr *Secretary* to goe to the *Suſquehanos*, And that none that ſhall haue a Comiſſion to goe vnto them[?] ſhall goe thither till the firſt of *April* next.

This daie Cap *Michaell Marſhart* ſignifieing vnto the Cort that according to the Comiſſion graunted him by the late generall aſſembly begun in *March* 1627 hee had now wth great coſts and labour brought ouer in his Shipp the *London Marchant* ſixteene feild carriages for Ordinance, the chardges whereof amounts vnto the ſume of 260 [pounds] *ſterling* as by the Acco by him delyvered vnto the Cort wth goode certificate doth appeare The Gouernor and Councell having taken this matter into conſideracon and deeming it vnfitt that the diſburſemts of theſe Carriadges being of ſuch neceſſity and importance to this Colony ſhould wholly light vppon the ſaid Mr *Marſhart* to his greate loſſe and damage and to the further diſcouragmt of himſelfe and others in being imployed to advance this Countries affaires haue ordered and concluded according to the ſaid generall Aſſemblies former agreemt that there bee this yeare a Levy throughout the Colony of 3li of tobacco ℔ poll for every ℔ſon paying tythes to the miniſter And for that there doe ariſe ſome other neceſſary chardges, and that it is ꝑbably Conceaued that moſt mens tobaccoe are out of their hands before the publiſhing hereof *it is further ordered* that ſuch as ſhall make defaulte in the paymt of the ſaid 3li of tobaccoe ℔ poll this yeare ſhall the next yeare paie 4li

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9th of *ffebruary* 1628

A COURT at *Eliz: Citty* the 9th of *ffebruary* 1628
ꝑſent
Cap: *ffrancis Weſt* Eſqr Gouernor &c Doctor *Pott* Capt: *Smyth* Mr *Secretary*.

At this Cort was ꝓved the will of *John Bainham* deceaſed by the oathes of *Rowland Graine* Miniſter and *Jaques Paſtall* Planter, and that the ſaid *John Bainham* was in ℔fect ſenſe and memory at the making thereof.

Alſoe at the ſame tyme Mr *Robte Sweete* brought in the Inuentory of the ſaid *John Bainhams* eſtate & deſired to renounce the executorſhipp of that eſtate wherevppon a letter of admiſtracon was graunted vnto *Elizabeth Bainham* the widdow and relicte of the ſaid *John Bainham.*

John Wheeler aged 19 yeares exaied ſaith that hee knoweth that the bill ꝓduced in Court bearing date 14th of *June* 1628 ſigned and ſealed [by] Mr *Wheeler* vnto *Robte Newman* for 340li of tobaccoe was giuen in conſideracon of two ſowes and ten piggs bought by the ſaid Mr *Wheeler.*

Mr *William Stone* brought into the Cort a bill of Mr *Richard Wheelers* vnder his hand and ſeale for one hundred thirty and one pounds of tobacco.

Daniell Cugly ſworne and exaied ſayth that about *May* laſt paſt *Ric: Wheeler* came into this exaiats howſe and brought a bundell of ſtockens wth him laying them vppon the table

table and Mr *Raſtell* being p̄ſent demaunded where hee had them Mr *Wheeler* anſwered *I bought them of Mr* Stone, wherevppon Mr *Raſtell* replied *it is well it is a thing wee want on the other ſide*

Leift *Edward Waters* ſworne and exãied fayth [that] the Inventory of Cap: *Crotias* eſtate now brought into this Cort by the Governor wherevnto this deponts hand is ſett is the true Inventory of the ſaid Cap: *Crotias* And that the ſaid Inventory was taken by him this dept and *John Bainham* deceaſed

At this Cort the Governor ſignified to the table that whereas hee had taken into his hands the ſervants of Mr *Raſtell* deceaſed and is to make ſatisfaccon for them as farr as it ſhall be iudged they are worth, and being now to take his voyage for *England*, hee Condiconeth and agreeth wth the Cort on the behalfe of Mr *Thomas Raſtell* of *London* Marchant, That if hee the ſaid *Thomas Raſtell* doe not conſent and agree to the ſale of the men to haue them put of, that then they ſhall be ſurrendred againe the next yeare after the Cropp, and ſatisfaccon made for their Laborts this yeare.

10th *ffeb[ruary]* 1628.

A COrt at *Eliz Citty* the 10th *ffeb[ruary]* 1628.

p̄ſent

Cap: *ffra: Weſt* Eſqr Gouernor &c. Doctor *Pott*. Capt: *Smyth* Capt: *Mathewes*. Mr. *Clayborne*.

The controverſy betweene Mrs *Raſtell Pollantine* and Mr *John Moone* came into queſtion.

Mr *Moone* vppon his oath dd [delivered] into the Court that the whole Cropp of tobaccoe that his owne ſervants and Mrs *Pollantines* tended this yeare came to 10652li.

Mr *Thomas Burges* teſtified to the Cort that hee never gaue authorytie power or Conſent vnto Mr *Moone* for the removing and replanting of the ſervants of Mrs *Pollantine* or for the doeing of many other matters concerning her eſtate.

At this Cort Mr *Moone* agreed to giue, and Mrs *Pollantine* conſented to accept of 3200li of Tobacco for her ſervants labor this yeare and that ſhe ſhall haue halfe of the Cropp of the corne . . . and Mr *Moone* to make it up 29 barrels of Corne if it be wanting of that quantity.

It was alſo further agreed that Mrs *Pollantine* ſhould haue the dwelling howſe ſhee now lyves in and the tobaccoe howſe wch ſtandeth by the ſame and halfe the grounde that is cleered wch is to bee devided by the Judgmt of three indifferent men and further Mrs *Pollantine* is to graunte Mr *Moone* a leaſe of the other halfe of the grounde and the howſes therevppon for three yeeres and that hee ſhall haue leaue to Cleere as much more ground as hee and his ſervants ſhall have n[eed] of And Mrs *Pollantine* in liew of the ſaid tobacco howſe is to paie to Mr *Moone* this Cropp one thouſand weight of tobacco

At this Cort was graunted a Comiſſion of admſtr vnto *Leonard Peddocke* Marchant vppon the eſtate of *John Beard* late deceaſed at *Accawmacke*

Vpon ye pet. of Mr *Rayner* this order was altered. See Co: 2 Mar: 1628.

It is ordered that Mr *Waters* do delyver vpp the eſtate of *Thomas Hunter* deceaſed into the hands of *Richard Cock* the Attorny of *Patrick Canada*

At this Cort was a peticone p̄ferred againſt the Governor by *John Bridges* Attorney for the mrchants adventurers of the eſtate of Mr *John Haier* deceaſed Wherevppon in fine the ſaid *Bridges* accepted to take of the Governor three thouſand weight of tobacco to bee paid wthin three daies and to haue the remainder of that eſtate to bee paid next yeare for ſecurity whereof the Governor acknowledged his whole eſtate to bee lyable to make ſatisfaccon

the 11th

the 11th *f*[*ebruary*] 1628.

A COᴿᵀ at *Eliz: Citty* the 11th *f*[*ebruary*] 1628.
p̄ſent
Ca: *ffra: Weſt* Eſqr Gouernor &c Doctor: *Pott.* Capt: *Smyth.* Capt: *Mathewes.* Mr: *Secretary.*

At this Cort was petic̄oned that the Governor ſhould giue into the Cort an account of the eſtate belonging vnto the Children and Orphants of Sr *Georg Yeardley* deceaſed, therefore the Councell required of the Governor that hee would giue in ſecurity for the eſtate of thoſe Children, and that hee ſhould bee accountable for the ſame in *England* vnto the p̄rogatiue Cort or to thoſe of their kindred to whom this may apprteyne

The Governor made anſwer that hee conceaued that the Cort had nothing to doe to require anything from him and therefore hee would not delyver in an acco of the Childrens eſtate neyther giue in bond to the Cort to bee any waie accountable for the ſame, but will bee ready to bee accountable to them that haue power and authority to Call him therevnto in *England*

At this Cort was held a long and ſerious deliberac̄on concerning Mr *Humfry Raftells* eſtate and in fine *it was thought fitt*, that whereas the Governor hath formerly taken the ſervants into his hands and giuen order Concerning the manadging of ſuch matters as haue beene requiſite or needfull to bee done in like manner the whole eſtate to bee left vnto him that hee may bee accomptable for the ſame vnto Mr *Thomas Raſtell* or thoſe to whome it ſhall belong as having the beſt intelligence and knowledg thereof, and the reſt of the Councell for the moſt p̄te knowing nothing of the p̄ceedinges And the Governor did then in Cort binde himſelfe to bee accomptable for the ſame eſtate when it ſhould bee lawfully demaunded of him.

The Governor did now in Cort giue full power and authority vnto Mr Doctor *Pott* and his brother Capt *John Weſt* as his Attorneys that they ſhould giue full ſatisfac̄on vnto *John Bridges* for all the accounts belonging vnto the eſtate of Mr *Hayes* deceaſed.

Serieant *Gyles Jones* ſworne and exāied ſayth that Capt: *Wilcocks* did agree wth *John Walton* to giue and paie 325li of tobaccoe for to Carry his goods, for the tranſporting of his goods and ſervants to his plantac̄on at *Accawmacke*

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the ſecond daie of *March* 1628

A COᴿᵀ at *James Citty* the ſecond daie of *March* 1628.
p̄ſent
Doctor *Pott.* Capt: *Smyth.* Capt: *Mathewes.* Mr: *Secretary.*

Mr *Richard Bennett* on the behalfe of his vnkle Mr. *Edward Bennett* bound himſelfe to delyver vnto Cap: *Martiau* one man ſervant wthin the ages of 15 and 25 yeares, wthin foreteene daies.

Whereas there hath bin heretofore a letter of adm̄ſtrac̄on graunted vnto Mr *Edward Waters* vppon the eſtate of *Thomas Hunter* deceaſed And whereas there hath appeared to this Cort a greate Contrariety and difference in Conveyances Lres and other writinges vnder the hand of *Cecily Hunter* his late wife concerning [the] diſpoſing thereof, the Cort hath thought fitt that the eſtate of the ſaid *Hunter* ſhall [remain] in the hands of Mr *Waters* till it ſhall more cleerely appeare to whome the ſame doth belong.

Mr *Gilbert Blight* did acquit and releaſe *Dauid*[?] *Dixon* of and from all debts dues and demaunds whatſoever from the beginning of the world to this p̄ſent daie

At this Cort was brought in the will of *Abraham Porter* and p̄ved to bee his laſt will and teſtamt vppon the oathes of *Elmer Phillipps* and *Thomas Crumpe*, and that hee was in p̄fect ſence and memory at the publication thereof.

Vppon the teſtimony of Cap: *Roger Smyth* and Mr. *Secretary* that Cap: *William Peirce* being overſeer to *Abraham Porters* Will and eſtate, had aſſigned and put over the

ſame

ſame and all his right therein vnto *John Jackſon* Gunſmyth, *the Co^rt hath thought fitt* that the ſaid *Jackſon* ſhall haue the overſight of the ſame accordingly and a Comiſs: of Adm̃ſtrac̃on is graunted vnto him thervppon.

Steven Barker of *Neckofland* ſworne and exaied ſayth that not long before the death of *Abraham Porter* hee being in Company w^th the ſaid *Porter* and having ſome Conference w^th him concerning 500^li of tobacco w^ch *John Rodis* did owe vnto the ſaid *Porter* the ſaid *Porter* tould this depon^t that if it ſhall pleaſe god to call mee *Rodis* ſhall bee the better for mee the ſaid 500^li tobaccoe

Edward Wigg ſworne and exãied ſaith that about *Auguſt* laſt *Abraham Porter* being ſicke hee this depon^t came vnto the howſe of the ſaid *Porter* and asked him how hee did who anſwered *I am reaſonable well I thanke god* afterward this depon^t tould the ſaid *Porter yo^u ſhould doe well to remember* John Rodis, wherevnto hee anſwered *If I had dyed I would haue giuen him what hee owes mee or if I doe dy before I haue ſecurity for it I will giue it him*

Vppon the Comp^lt of *John Jackſon* againſt *Edward Wigg* for taking awaie his Canoe w^thout his leaue *the Co^rt hath thervppon ordered* that the ſaid *Wigge* ſhall paie to the ſaid *Jackſon* forty pounds of tobaccoe for his damages.

At this Co^rt vppon the Comp^lt of M^r *Mynnard* Late Miniſter of *Martin hundred* againſt the P̃iſhioners there for deteyning from him his tythes vppon full Conſiderac̃on therein taken the Co^rt hath Concluded and ſoe ordered that the ſ^d P̃iſhioners ſhall paie the ſaid Miniſter his tythes . . . Notw^thſtanding their agreem^t w^th M^r *Ly* . . . now miniſter

At this Co^rt *Rob^te Wright* was Com̃itted priſoner at the ſuit of *ffrancis ffowler* for 200^li of tobaccoe recovered of him.

Rob^te Wright and *Rob^te Hutchenſon* were Com̃itted priſoners at the ſuit of *Rob^te Marſhall* for 272^li of tobaccoe recou^red of them.

Rob^te Hutchenſon was Comitted priſoner at the ſuit *Edward Wigg* for tobaccoe.

A Comiſſion of adm̃ſtrac̃on was graunted vnto *Thomas Rodricke* vppon the eſtate of *ffleweller John.*

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third daie of *March A^o* 1628.

A CO^RT at *James Citty* the third daie of *March A^o* 1628.

p̃ſent

Doctor: *Pott.* Cap^t: *Smyth.* Cap^t: *Mathewes.* M^r: *Secretary.* M^r: *ffarrar.*

It is ordered that *John Inman* Surgeon In Reguard hee came over w^th the ſervants of M^r *Edw: Bennett* (as himſelfe Confeſſeth) who paide for his paſſage ſhall remaine and ſerve vppon the Plantac̃on of the ſaid M^r *Edw: Bennett* vntill hee can p̃cure teſtimony out of *England* to free himſelfe.

A Comiſſion of Adm̃ſtrac̃on was graunted vnto *Bartholomew Wetherſby* vppon the eſtate of *Thom̃s Godby*

It is ordered that the goods of *George Shorton* ſhall be ſould at an outcry by the appoynm^t of Enſigne *Thomas Willoughby* and bills ſhall bee taken for the paym^t of ſuch tobaccoes as ſhall ariſe thereof, and the ſaid bills to bee delyvered vnto ſuch as ſhall haue the adminiſtrac̃on thereof or to thoſe to whome they ſhall otherwiſe belonge.

At this Co^rt M^r *William ffarrar* made over vnto *William Andrewes* and his heires and aſſignes forever the right of one hundred acres of land due by the tranſportac̃on of *Rob^te Owles* and *John Holmes* who came in the Shipp the *Southampton* 1622 The ſaid one hundred acres by the Co^rt being graunted vnto the ſaid *Andrewes* and ſcituated on the Eaſterne Shore abutting Northerly vppon Cap: *William Epes* his land and thence *Eaſterne Shore* abutting Northerly vppon Cap: *William Epes* his land and thence extending Sutherly 50 pole towards the purſimon ponds weſterly vppon the maine bay and Eaſterly w^th that breadth ſtretching into the maine woods.

the 4th of *March* 1628.

A CO^RT at *James Citty* the 4th of *March* 1628.

ꝑſent.

Doctor: *Pott.* Capt: *Smyth.* Capt: *Mathewes.* Mr: *Secretary.* Mr: *ffarrar.*

At this Co^rt was brought in the will of *Gilbert Peppit* gen and ꝓved to bee his laſt will and teſtamt vppon the oathes of *Zachary Cripps* and *George Woodcocke* and that hee was of ꝑfecte ſenſe and memory at the making thereof.

Whereas it appeared that *Mathew Cavell* for the conſideracõn of twelue pounds ten ſhillinges paid into the hands of S^r *Edwin Sandis* Knight then treaſurer for *Virginia* was to take vpp fifty acres of land in the ſaid Country of *Virginia*, And for that the ſaid *Mathew* is deceaſed and *Thomas Cavell* his ſonne moved this Co^rt to grant him leave to take vpp the ſaid fifty acres *It is ordered* that hee ſhall haue liberty to take vpp the ſame in any place w^thin this Colony ſoe as the ſame bee not formerly made Choice of ꝓvided that hee doe make proofe that hee is the next and right heire to the ſaid *Mathew Cavell.*

At this Co^rt was taken into Conſideracõn the placing of *Lazarus Martin* miniſter who arrived in the *London Marchant* and as yett is not ꝓvided for in any Cure or Charge *Wherevppon it was thought fitt and accordingly ordered* that hee ſhould haue the two plantacõns of the *Neckofland* and the *College* vnder his Care And for that thoſe places doe not conteyne any ſufficient a number of Inhabitants as hee might expecte to yeild him a Competent meanes ꝓporcõnable to his paines and miniſtry It is thought Convenient if ſoe bee the Inhabitants and planters ſhall willingly Condiſcende therein that the dues and tithes in the ſame bee augmented in ſuch ꝓporcõn as may giue him Contemtm^t and incourage him to labor diligently in his Calling.

Whereas M^r *George Keth* is lately arived, and by his dep^ture from *Elizabeth Citty* into *England* the place hee formerly held is allready furniſhed and ꝓvided for wherby hee is now deſtitute of a Chardge wherein to ꝑforme his Calling and Miniſtry, *The Co^rt hath thought fitt to order* that thoſe new plantacõns ſcituate betweene *Maries Mount* and *Waters* his Creeke bee for the tyme beeing ioyned [joined] into one ꝑiſhe and Contribute to the mainteynance of the ſaid M^r *Keth* ſuch tythes and dueties as ſhall bee belonging vnto him.

William Barnes is impriſoned at the ſuit of *Thomas Crumpe* vntill hee make him ſatisfaccõn.

It is ordered that a warrant ſhall bee directed to M^r *Grevill Pooly* and *Edward Auborine* to appeare.

At this Co^rt *Roger Saunders* ꝓferred his ſuit againſt *Richard Popeley* vppon a bond of fower hundred pounds *ſterling*, and for that hee affirmeth that hee hath beene dampnified to the value of 2600^li tob. w^ch hee hath ſatisfied vnto *John Army* or giuen him ſecurity therefore, *The Co^rt hath ordered* that the ſaid *Richard Popeley* ſhall diſchardg a bill wherein the ſaid *John Army* ſtandes indebted to M^r *Thoms ffiint* in 900^li of Tobaccoe and diſchardge one other bill wherein the ſaid *Saunders* ſtands bounde vnto *John Army* for the paym^t of 800^li of tobaccoe and ſhall delyver one new man vnto the ſaid *Saunders* to ſerve him all his tyme of covennte, the ſaid *Saunders* to chooſe him out of five of *Popelys* new ſervants And that the ſaid *Popley* ſhall binde himſelfe twelue ſervants and his plantacõn to ꝑforme the ſame.

At this Co^rt was taken into Conſideracõn what Courſe was beſt to bee held w^th the Indians in generall It was concluded that the order of Co^rt made the laſt daie of *January* laſt paſt ſhould ſtand in force; But as concerning a ꝑticular Indian w^ch came in voluntarily amongſt vs: ffor that it Could not be ꝓſuppoſed that hee knew of our breaking off the former treaty of peace w^th the Cominge ſo ſuddenly vnto vs after the meſſengers were ſent awaie w^th a meſſuage to that effecte, *It was thought fitt* in reguard they haue not begunn w^th vs nor killed any of our men firſt, And for that it is conceaved that by that meanes they may happily bee w^thheld from offering vs any further iniuries w^ch is

not

not vneaſie for them to effecte Conſidering the weaknes of dyvers of o^{r} ſtragling plantacons, that hee ſhall bee delyvered vpp to the hands of his Countrymen, and wthall a meſſuage to bee tould them that we are reſolued to breake off the treaty of peace wth them in *Virginia* they haue beene ſoe falſe vnto vs in all the Condicons Concluded and agreed on. And eſpecially for that they haue frequented our plantacons and preſſed vppon our howſes Contrary to the firſt and principall Article, And further haue killed many of our hogs and Cattell and done iniuries to divers of our men hunting in the woods.

Whereas it appeared that *Nicholas* was to ſerve M^{r} *Thomas Willoughby* vntill the age of The ſaid M^{r} *Willoughby* did now ſignifie to this Co^{rt} that hee is Content to accepte the ſaid *Nicholas* to ſerve him fower yeares after this p̄ſent day and then to ſet him free

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the 5th of *March* 1628

A CO^{RT} at *James Citty* the 5th of *March* 1628
p̄ſent
Doctor *Pott*. Cap^{t}: *Smyth*. Cap^{t}: *Mathewes*. M^{r} *Secretary* M^{r} *ffarrar*.

Rob^{te} Poole gent ſworne and examined ſayth that about the midle of *May* 1625 this exāiat being at Cap: *William Tucker* his howſe at *Elizabeth Citty* wth Leif^{t} *Gilbert Peppett*, *Henry Henett* marriner and *Walter Williams* marchant, heard the ſaid Cap: *Tucker* make offer of fower thouſand weight of tobaccoe vnto the ſaid *Walter Williams* and to paie the ſame vnto him p̄ſently in the behalfe of Cap^{t} *Michaell Marſhart* for the vſe of M^{r} *William Lucas* to be ſent home in the ſhipp called the *Supply*.

At this Co^{rt} Cap^{t}. *Samuell Mathewes* made over vnto *Zachary Cripps* gent one hundred acres of land accrewing by vertue of the tranſportacon of *Thomas Dryhurſt* and *Mathew Liueing* who came in the Shipp the *Neptune* 1618 wherevppon the Co^{rt} graunted that a patent for the ſaid one hundred acres ſhould bee made vnto the ſaid *Zacharie Cripps* Situate at the mouth of *Warwick* Ryver abutting vppon . . . . and Lief^{t} *Gilbert Peppett* his land.

John Southerne gent ſworne and exaied ſayth that hee being in his owne houſe, the p̄voſt Marſhall being to execute his office by ſetting an vnruly fellowe in the ſtockes did Charge the ſtanders by in the kinges name to bee ayding and aſſiſting vnto him, amongſt whome were then and there p̄ſent *Charles Waller John Virgo* and *Rob^{te} Hutchenſon* w^{ch} p̄ties this dep^{t} very well knew who did not only not ayde and aſſiſte him but went away laughing

It is ordered that *John Virgoe* for refuſ[ing to aſſiſt the] p̄voſt Marſhall in the execution of his office [ſhall] paie forty pounds of tobaccoe for a fine and [ſhall give] ſuerties for his good behavio^{r}

The ſaid *Virgo* did then acknowledg to owe unto o^{r} ſoveraigne lord the King forty pounds [of tobaccoe] wth condicon to appeare at the next Quarter Co^{rt} and in the meane tyme to bee of the good behavio^{r}

This daie the whole body of the Councell nowe remayning and reſident in the Colony did according to his Ma^{tes} letters patents aſſemble themſelues, and after full and ſerious Conſideracon did electe and Chooſe *John Pott* Eſqr to bee the p̄ſent Gouerno^{r} of and for this Colony of *Virginia*.

. . . of *March A^{o}* 1628

A CO^{RT} at *James Citty* the . . . of *March A^{o}* 1628
p̄ſent
John Pott Eſq^{r} Gouerno^{r} &c Cap^{t}: *Smyth*. M^{r}: *Secretary*. M^{r}: *ffarrar*.

Richard Peck aged 25 yeares or thereabouts ſworne and exāied ſayth that vppon the eight daie of *febr*uary laſt paſt *Thomas Godby* being at the Howſe of *W^{m} Parker* at *Merry*
poynt

poynt, this depon[t] and dyvers others being then there in Company w[th] him, after ſupper they dranke out betweene them a bottle of burnt clarett wine conteyning fiue pints or thereabouts, and the ſaid *Godby* dranke for his ſhare thereof about ſome fower cupps at w[ch] tyme M[r] *Conges* boate running agrounde on the ſholes againſt the ſaid howſe *William Bently* being in her came into the howſe and asked if that were their orders to heare men call and not come to helpe them out of the water wherevnto *Godby* anſwered, *doe yo[u] thinke wee haue nothing to doe but to fetch yo[u] out of the water.* To w[ch] *Bently* replyed *hold yo[r] peace noebody ſpeaketh to yo[u]* after w[ch] many ieſting wordes paſſed betweene the ſaid *Bently* and *Godby*, amongſt w[ch] *Godby* gaue *Bently* many p̄voking wordes, and after that *Bently* ſaid to *Godby ſhall wee toſſe ſome balls* wherevppon *Godby* ſaid *if yo[u] toſſe balls to mee I will toſſe the Cup in yo[r] face* and not long after (many words having firſt paſt betwixt them) *Godby* called *Bently* rogue or raſcall or both and *Bently* did the like to him, and therevppon p̄ſently the ſaid *Bently* ſitting vppon the forme on the left ſide of *Godby* ſtrooke him of from the ſaid forme and p̄ſently roſe vpp and gaue him a kick as hee lay vppon the Ground. Then the Company there p̄ſent tooke vpp the ſaid *Godby* and ſett him on a chair and then *Godby* complayned ſaying *Oh my ſide* after w[ch] hee walked two or three tournes croſſe the howſe, and then *William Parker* led him toward this exaiāts howſe and by the way having occaſion to vnlooſe a poynt hee could not ſitt but tumbled downe Crying out, *oh* Bently *thou haſt killed mee* repeating the ſame words very often, and alſo ſaid of himſelfe *I am Cruelly foxed*[22] and repeated the ſame likewiſe very often After w[ch] the ſaid *Parker* this deponent and ſome others Carryed him backe to *Parkers* howſe And in the morning *Godby* was founde dead in the ſaid howſe and this is all this dep[t] can ſaie.

William Parker aged 22 yeares or thereabouts ſworne and exaied ſayth that vppon the eight daie of *february* laſt paſt, one *Thomas Godby* at *Elizabeth Citty* being at this exaiāts howſe w[th] ſome ſix others in Company after they had ſupped they had a bottle of burnt Clarett wine Conteyning about fiue pints, and the ſaid *Thomas Godby* dranke about fower Cupps of the ſame And this exaiāte ſayth hee was a little light headed w[th] drinke and after about eleven of Clocke at night *William Bently* Came to this exaiāts houſe alſoe in a boate, and when hee was Come into the howſe hee asked, *why would none of the howſe light vs vpp*, and then *Thomas Godby* anſwered *was any body bound to bring yo[u] light to fetch yo[u] of from the water* then *William Bently* replyed *noe body ſpeaketh to yo[u]* then all ſitting by the fire they began to ieſt one w[th] another, And *Bently* called *Godby* Cuckold To w[ch] hee ſaid *I were as good bee a Cuckold as a Cuckold maker* and Called *Bently* Rogue or knave, wherevppon *Bently* ſitting vppon a forme on the left hand of *Godby* ſtroke the ſaid *Godby* w[th] his right hand (as this exaiāte taketh it and felled him from the forme, and then p̄ſently *Bently* roſe and kicked *Godby* and then the Company there p̄ted them and tooke *Bently* from him and then *Godby* got vpp and gott vppon a Cheſt and Cryed out *o my belly and my ſide* wherevppon this exaiāt adviſed the ſaid *Godby* to goe to the next howſe to ſleepe, and therevppon the ſaid *Godby* went out w[th] this dep[t] . . . and there this dep[t] left him and Retorned [to his] owne howſe, and w[th]in a q[r]t[r] of an hower after [the] ſaid *Godby* was brought backe againe to this dep[ts] howſe and there was laide vppon a bed, and Cryed out *o M[r]* Bently *yo[u] haue killed mee* repeating the ſame divers tymes, and ſaying *Lord haue mercy vppon vs Lord* Jeſus *receaue my ſoule* after w[ch] hee lay very quiett and this dep[t] thinking him to bee a ſleep left him and in the morning hee was found dead.

Herevppon ſaid *Bently* was indited by the name of *William Bently* late of *Grangers poynte* Taylor for that hee the eight daie of *ffebruary* in the fourth yeare of the reigne of our ſoveraigne Lord *Charles* by the grace of god of *England Scotland ffrance* and *Ireland* king defendo[r] of the faith &c at the howſe of one *William Parker* Scituate at the plantac̄on Called *Merry poynt* by force and armes vppon one *Thomas Godby* late of *Elizabeth Citty* planter at the ſaid howſe in the peace of our ſoveraigne Lord the King then being made an aſſaulte and affray, and the ſaid *Thomas Godby* then and there w[th] his

[22] The word seems to mean here stupified or dazed.

his left hand, vppon the left eare felloniouſly did ſtrike, and the ſaid *Thomas Godby* then and there likewiſe felloniouſly w^th^ his foote did kicke of w^ch^ ſtroke and kicking the ſaid *Thomas Godby* the ninth daie of *febr̃uary* in the yeare aforeſaid in the morning dyed, and ſoe the ſaid *William Bently* the ſaid *Thomas Godby* the ſaid nynth daie of *febr̃uary* in the yeare aforeſaid felloniouſly did kill againſt the peace of our ſaid ſoveraigne Lord the King his Crowne and Dignity.

Vppon w^ch^ indict^m^^t^ the ſaid *William Bently* pleaded not Guilty, and for his tryall put himſelfe vppon the Country *viz^t^*

Richard Kingſmill	*Edward Cage*	*Thomas Bagwell*
John Southerne	*Thomas Crumpe*	*Marmaduke Rayner* [?]
Thomas Harwood	*John Harris*	*Elmer Phillipps*
John Bridges	*John Johnſon*	*ffrancis ffowler*

W^ch^ Jury being Impaneled and ſworne to enquire of the ſaid felony vppon delyvering vpp their verdict founde the ſaid *Bently* guilty of manſlaughter, And hee being asked what hee had to ſay for himſelfe that hee ought not to dye demaunded his Clergie wherevppon hee was d^d^ to the Ordinary &c.

At this Co^rt^ was a leaſe graunted vnto *Thomas Delmaio^r^* of a Certaine ſmall ſlipp of land lying at *Gooſe Hill* conteyning three acres abutting weſterly vppon the land of Dame *Elizabeth Dale* Eaſterly vppon *Gooſe Hill* Marſhe Southerly towards the main River and Northerly on the Iland.

7^th^ of *March* 1628

A CO^RT^ at *James Citty* the 7^th^ of *March* 1628

p̄ſent

John: Pott Eſq^r^ Gouerno^r^ &c. Cap^t^: *Smyth:* Cap^t^: *Mathewes.* M^r^. *Claybourne* M^r^ *ffarrar.*

ſit is thought fitt that M^r^ *ffarrar* at the next meeting of the Co^rt^ do bring downe M^r^ *Pooly* and *Edward Auborne* to anſwer to ſuch thinges as ſhall bee obiected ag^t^ them.

It is likewiſe thought fitt that Cap^t^: *Mathewes* doe bring vpp *John Moone* of *Warroſquoiak* to anſwere to Certaine Contemning wordes w^ch^ hee hath ſpoken ag^t^ the Co̅maunder of that Plantac̄on.

It is ordered that a letter bee written to M^r^ *Thomas Raſtell* to Certifie the Carriage and eſtate of his affaires in this Colony.

It was ordered that theſe Co̅miſſions following bee renewed as followeth *viz^t^*

the *Colledge* and *Neck-of-land*	Leif^t^ *Ofborne* to bee Co̅maunder of the *Colledge* and the *Neck-of-land* hee being in the latter to appoynt a deputy.
Sherley hundred maine	M^r^ *Thomas Palmer* to be Co̅maunder of *Shirley hundred* main
Sherley hundred Iland	M^r^ *Henry Throgmorton* Co̅maunder of *Sherley Hundred* Iland and his owne plantac̄on
Weſtouer	Cap: *Thomas Pawlett* Co̅maunder of *Weſtover*
Perſeys hundred	M^r^ *Henry Careleſſe* Co̅maunder of *Perſeys hundred*
Paces Paines and *Smythes Mount*	M^r^ *William Perry* Co̅maunder of *Paces paines* and *Smythes Mount*
the other ſide of y^e^ water	Cap^t^: *John Weſt* Co̅maunder of the other ſide of the water.
Hog Iland	M^r^ *John Chew* Co̅maunder of *Hog Iland*

M^r^ *John Jackſon* Co̅maunder of the *Neck-of-land* in y^e^ Corporac̄on of *James Citty.*

Bridges ffreeman Co̅maunder of the Magine [magazine]

M^r^ *Vtie* Co̅maunder of all the plantac̄ons betweene *Martins hundred* and *Archers hope* Creeke

Cap^t^: *Baſſe* Co̅maunder of *Warroſquoiacke* ffor

ffor *Elizabeth Citty it is thought fitt* that Cap: *Thomas Purfury* ſhall bee principall Coñaunder there and his Chardg to bee more p̃ticulerly for the execuc̃on of all matters belonging to Shipping and ſuch warrants as ſhall iſſue from the Governo^{r} and Councell

Leif^{t} *Willoughby* to be Coñaunder vnder him at *Maries Mount* and ſo downewards to Cap: *Tucker*s plantac̃on.

Likewiſe Leif^{t} *George Thompſon* from Leiftenante *Lupoes*[?] Creeke to *Chamberlaine*s Creeke

Likewiſe Leif^{t} *Waters* from *Southampton* River to *ffox hil*

At this Co^{rt} *Mathew Edloe* huſband to *Alice* late the wife and Adm̃ſtratrix of *Luke Boys* deceaſed delyvered in vppon his oath the account of the paym^{ts} of the ſaid *Luke Boys* his debts and eſtate.

M^{r} *Richard Stevens* Complaynes that the ſerieant *Coleman* at *Elizabeth Citty* havinge arreſted *La Guarde* for 1400^{li} of tobaccoe who was to appeare at this Co^{rt}, but hath made default; *Whereppon it is ordered* that Cap^{t}: *Purfury* ſhall take order that eyther by the ſaid *Coleman* or the ſuerties p̃ſent ſatisfacc̃on bee made vnto M^{r} *Stevens* eyther out of their eſtate or to Coñitte him the ſaid *Coleman* to priſon.

ffor the eaſe of the people and according to the order eſtabliſhed in the generall aſſembly *It is ordered* that a Comiſſion bee drawen for a monethly Co^{rt} to bee holden in the vpper p̃tes, The Comiſſioners to be *viz^{t}* M^{r} *ffarrar:* Cap^{t}: *Epes:* Cap^{t}: *Davis*[?] [or Daws] Cap^{t} M^{r} *Thomas Palmer Henry Throgmorton* . . . M^{r} *ffarrar* to bee alwaies one

W^{ch} Co^{rt} is to decide Controverſies of *meum et tuum* vnder one hundred weight of tobaccoe and to take into their Chardge the conſervac̃on of the peace ſoe far as is belonging to the Quarter Seſſions of the juſtices in *England* life only excepted wth p̃viſoe of appeale to the Gouerno^{r} and Councell.

A like coñiſſion for a monethly Co^{rt} at *Elizabeth Citty* the Coñiſſioners whereof to be *viz^{t}*

Cap^{t} *Purfury:* Leif^{t}: *Waters:* Leif^{t}: *Willoughby:* Leif^{t}: *Thompſon:* M^{r} *Thorowgood:* M^{r} *Lyonell Roulſton*[?] M^{r} *William Kempe:* M^{r} *John Downeman* . . . Cap: *Purfury* or Leif^{t}: *Waters* to be allwaies [one]

It is ordered that Cap^{t} *Mathewes* ſhall haue leave to ſende his bargue the *ffrancis* a trading into the Bay of *Chefapeack*

There being dyvers Coñiſſions for trading likely to iſſue out of the Co^{rt} *It is ordered* to p̃vent ſome inconveniences w^{ch} haue happened, that if any of their ſhipps ſhall ariue at one towne together . . . to ſtay vntill the former ſhipps trade be done or to compound wth them, otherwiſe to depart to another place, and not to doe anything directly or indirectly to the hinderance or diſturbance of the other ſhipps

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8th daie of *Aprill A^{o} Dmi* 1629

A CO^{RT} at *James Citty* the 8th daie of *Aprill A^{o} Dmi* 1629
p̃ſent
John Pott Eſq^{r} Gouerno^{r} &c Cap^{t}: *Smyth.*

At this Court was heard a difference depending betweene *Gilbert Whitfeild* p^{lt} againſt *Rob^{te} Poole* defend^{t} and it appeared that *Rob^{te} Poole* was indebted vnto the ſaid *Gilbert* in the ſome of 194^{li} of tobaccoe and nyne barrells of Eares. Wherevppon it was agreed betweene them and the co^{rt} have thought fitt that the ſaid *Rob^{te} Poole* ſhall giue ſecurity to the ſaid *Whitfeild* for the paym^{t} of the ſaid *Tobaccoe* at the next cropp and to paie the Corne at or before the firſt of *May* next.

A coñiſſion was graunted vnto *Rob^{te} Poole* to goe a trading for Corne to the *Eaſterne Shore.*

At this Co^{rt} a Controverſie depending between *Muſick*[?] *William*[?] and *Richard Bennett*[?] was . . . Concerning the granting of a leaſe of Certaine land in *Warrosquoaicke,*

quoaicke, and for that there was not witnes ꝑduced to ꝑve anything on eyther ꝑte the Cort hath referred the examinacon of the Conteſt to Capt *Baſſe*[?] and hath retourned the ſame to the Gouernor and Councell at the next Quarter Cort heare holden.

George Vnwin aged thirty yeares or thereabouts ſworne and exãied ſayth that *Dorcas Howard* his maide being at worke in the grounde on *Monday* the two and twentieth daie of *March* laſt paſt, as this exãite taketh it, ſhee began to complaine that ſhe was not well and being come into the howſe ſhee fell very ſick Wherevppon this dept demaunded of her what ſhee ayles who anſwered *I am very ill in my body*, and wiſhed that her dame were wth her for her dame could giue her eaſe, then this dept demaunded of her if ſhe were wth Childe to wch ſhee anſwered *noe* wherevppon this dept threatned to beate her if ſhee would not tell him the truth why ſhe was ſoe payned and then ꝑſently ſhe confeſſed ſhe was wth Childe and that *Robte Gage* was the ffather And [then] this exãite bade her goe to bed and asked her [to] call ſome weomen to her, but ſhee intreated [that] hee would not And in the morning (the ſaid *Dorcas* being in bed) this exãite demaunded of her how ſhee did who anſwered *I haue had a miſchance*, And then ꝑſently hee came to his wife and tould her of it and asked her what hee ſhould doe who bade him goe backe and call ſome weomen to view the Child. Wherevppon this dept ſent for one *Moorecocks* wife who came and looked vppon it but whether it were borne aliue or deade this dept knoweth not, nor more to this matter cann hee depoſe.

Elizabeth Moorecocke the wife of *Reiginald Moorecocke* of the age of thirty yeares or thereabouts ſworne and exãied ſayth that *George Vnwin* came to this exãiats howſe and tould her that her [his] maide was broughte a bed and had Carried out the Childe but had not buried it and deſired this dept to come and view it wherevppon this depont went wth him and looked vppon the Childe wch was a boy, and the mould of the head was bruiſed, but for anyother thing this dept could ꝓceave the Childe might bee borne alyve, and this is all this dept can depoſe in this matter.

This *Re* was continewed till *March* Qrter Co.

At this Cort *George Vnwin* planter did acknowledge to owe vnto our ſoveraigne Lord the King 40li ſoveraigne *engliſhe* money wth condicon *Dorcas Howard* ſhall appeare at the Quarter Cort to bee holden at *James Citty*

At this Cort the Church wardens of the ꝓiſhe of the lower ꝓtes of *Eliz Citty* did ꝑſent that *William Capps* and *John Sipſe* ꝓiſhioners there doe not repaire nor frequent the ſaid ꝓiſhe Church to heare dyvine ſervice according to the lawes and orders of this Colony in ſuch caſes ꝓvided, *It is therefore ordered* that for ſoe long tyme as it ſhall be ꝓued that the ſaid *Capps* and *Sipſe* haue beene abſent from the ſaid Church, that they ſhall pay ſuch fines as by an acte therefor made are ꝓvided to be paid: the ſaid fines to bee levied at the next Crop by way of diſtreſſe.

Exaicons taken before *John Pott* Eſqr gouernor the 25th day of *March Ao* [1629]

ffrancis England of the age of twenty yeares or thereabouts ſworne and exaied faith That *Thomas Hall* (being exaied by Cap: *Baſſe* wether hee were man or woeman (as himſelfe did confeſſe to this exaite) toulde this exãite that hee anſwered Capt: *Baſſe* that hee was both man and woeman And this exaiate further ſayth that the ſaid *Hall* being at *Atkins arbor* one *Nicholas* . . . asked him why hee went in weomans aparell the ſaid *Hall* anſwered in the hearing of this dept *I goe in weomans aparell to gett a bitt for my Catt* And hee further ſayth that there was a Rumor and Report that the ſaid *Hall* did ly wth a maid of Mr *Richard Bennetts* called *greate Beſſe* And hee likewiſe ſayth that hee this exãite and one *Roger Rodes* being at the vpper plantacon after it had beene rumored that the ſaid *Hall* was a man and that hee was put in mans apparell the ſaid *Hall* being then there with them, the ſaid *Rodes* tould *Hall thou haſt beene reported to be a woman and now thou art ꝓved to bee a man, I will ſee what thou carrieſt*, Wherevppon the ſaid *Rodes* laid hands vppon the ſaid *Hall*, and this exãiate did ſoe likewiſe, and they threw the ſaid *Hall* on his backe, and then this exãiate felt the ſaid *Hall* and pulled out his members whereby it appeared that hee was a ꝑfect man, and more hee cannot depoſe.

John

John Atkins of the age of 29 yeares or thereabouts ſworne and exãied depoſeth and ſayth That Mr *Stacy* having reported that *Hall* now a ſervante vnto this exãiate was as hee thought a man and woeman, not long after, the ſaid *Hall* (being then ſervante to *Robte Eyros* and *John Tyos*) and being at *Nicholas Eyros* his howſe *Alice Longe Dorothye Rodes* and *Barbara Hall* being at that tyme in the ſaid howſe, vppon the ſaid Report did ſearch the ſaid *Hall* and found (as they then ſaid) that hee was a man but the ſaid *Tyos* ſwore the ſaid *Hall* was a woeman (as the ſaid *Dorothy Rodes* did often affirme vnto this depot Wherevppon Cap: *Baſſe* exãied the ſaid *Hall* in the p̄nce of this deptie whether hee were man or woeman, the ſaid *Hall* replyed hee was both only hee had not the vſe of the mans p̄te . . . was a peece of fleſhe growing at the . . . belly as bigg as the topp of his little finger [an] inch longe wherevppon Capt: *Baſſe* Commanded [him] to bee put in woemans apparell, but the aforeſaid ſearchers were not fully reſolved, but ſtood in doubte of what they had formerly affirmed, and being (about the twelveth of *february*) at this exãiates howſe the ſaid *Hall* dwelling then wth him, and finding the ſaid *Hall* aſleepe did againe ſearch him and then allſoe found the ſaid *Hall* to bee a man and at that p̄ſent[ly] called this exãiate to ſee the proof thereof, but the ſaid *Hall* ſeeming to ſtarre as if ſhee had beene awake this exãiate lefte him and at that inſtant Could ſee nothing But the *Sunday* following, thoſe ſerchers being againe aſſembled and the wife of *Allen Kinaſton* and the wife of *Ambroſe Griffen* being in Company wth them were againe deſirous to ſearch the ſaid *Hall*, and having ſearched him in the p̄nce [presence] of this Deponent did then likewiſe finde him to bee a man Wherevppon this exãiat asked him if that were all hee had to wch hee anſwered *I haue a peece of an hole* and therevppon this dept commanded him to lye on his backe and ſhew the ſame And the ſaid woemen ſearching him againe did againe finde him to bee a man Wherevppon the ſd exãiate did Comaunde him to bee put into mans apparell And the day following went to Captaine *Baſſe*, and tould him that the ſaid *Hall* was founde to bee a man and deſired that hee might be puniſhed for his abuſe And this dept further ſayth that the ſaid *Hall* (as this dept hath heard) did queſtion the ſaid *Alice Long* for reporting that hee had layen wth a mayd of Mr *Richard Bennetts*, to wch ſhee anſwered *I reported it not*, but *Penny*[?] *Tyos* his man reported ſoe much And this is all this exãiate can ſay.

Thomas Hall exãied ſaith that hee being borne at or neere *Newcaſtle vppon Tyne* was as hee hath beene often tould Chriſtned by the name of *Thomaſine* and ſoe was called and went Clothed in woemans apparell there vntill the age of twelue yeares at wch age the ſaid Exãiats mother ſent him to his Aunte in *London* and there hee lyved ten[?] ye[ares] vntill *Cales* Accõn, at wch tyme a brother of his being p̄ſſed for that ſervice this exaiate Cut of his heire and Changed his apparell into the faſhion of man and went over as a ſouldier in the *Iſle of Ree* being in the habit of a man, from whence when he was retorned hee came to *Plymouth*, and there hee changed himſelfe into woemans apparell and made bone lace and did other worke wth his needle, and ſhortly after Shipping being ready for a voyage into this Country hee Changed againe his apparell into the habit of a man and ſoe came over into this Country.

It was therevppon at this Cort ordered that it ſhall bee publiſhed in the plantacõn where the ſaid *Hall* lyveth that hee is a man and a woeman, that all the Inhabitants there may take notice thereof and that hee ſhall goe Clothed in mans apparell, only his head to bee attired in a Coyfe and Croſcloth[?] wth an Apron before him And that hee ſhall finde ſuerties for his good behavior from Quarter Cort to Quarter Cort vntill the Cort ſhall diſchardge him and Capt *Nathaniell Baſſe* is ordered to ſee this order executed accordingly.

ffor as much as Edward Waller did at this Cort comẽnce his ſuit againſt *John Johnſon* about the ſale of a ſowe and the taking away of a peece, and becauſe *Johnſon* teſtified to this Cort that hee ſent a pigg in p̄te of ſatisfaccõn and the peece by *Richard Dolphenby* to the ſaid *Edward Waller* the wch the ſaid *Waller* affirmed hee never receaved And for that the ſaid Mr *Waller* hath dyvers witneſſes to examine in this Cauſe wch at this Cort were not p̄ſent *It is ordered* that the Captain *Smyth* ſhall examine the ſaid *Dolphenby*

vppon

vppon his oath Concerning the ſame, and the Cauſe is referred to bee determined at the next Quarter Cort

It is ordered that every comaunder wthin the ſeverall plantacons of this Colony ſhall take a generall muſter of all the inhabitants men woemen and Children as well *Engliſhe* as Negroes inhabiting wthin the ſame and Retorne a liſt of their names to the Governor and Councell at the next Quarter Cort to bee here holden.

John Virgo being bound by Recognizance to appeare this Cort hath made default whereby hee hath forfe[yted] to the Kings Matie 40li *ſterling*.

Charles Waller beeing bound by Recognizance to appeare at this Cort hath made defaulte whereby hee hath forfeyted 40li *ſterling* to the Kings Matie

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the 9th daie of *Aprill* 1629.

A CORT at *James Citty* the 9th daie of *Aprill* 1629.

ꝑſent.

John Pott Eſqr Gouernor &c. Capt: *Smyth.* Mr *ffarrar.*

At this Cort was ꝑferred a peticon by Leift *Willoughby* and others for reſtoring a ꝑte of their ꝑiſhe wch they ꝑtende was taken awaie and added to another ꝑiſhe And for that it appeared by an order of Cort that all Controverſies concerning the deviding of the ſaid ꝑiſhes ſhould ſtand as then it did vntill it ſhould bee devided by a generall Aſſembly or by ſome other lawfull hearing And for as much as the Cort at this tyme is not full by reaſon of the abſence of ſome of the Councell The gouernor and Councell now ꝑſent haue ordered that the hearing and determining of the ſaid Cauſe ſhall bee referred vntill the retorne of Mr *Secretary*, when imediately after they intende to haue a full meeting to decide the ſame.

At this Cort was ꝓved the will nuncupative of *Robte Adames* of *Martins hundred* vppon the oath of *John Lyford* Miniſter.

ffor as much as it appeared to this Cort that there was a Coveñnte betweene Mr *Lyford* Miniſter of *Martins hundred* and Mr *Willm Harwood* and other the ꝑiſhioners there whereby it was to bee agreed by them to giue Mr *Lyford* 2000li weight of tobaccoe and a ſufficient quantity of Corne yearly And for that the plantacon is very ſmall in ſoe much that it is likely to ly very heavie on the ꝑiſhioners, and becauſe the ſaid agreemt was made by the ꝑſwation of the ſaid Mr *Harwood* vppon ſome hope of inlardging the ſaid ꝑiſhe by adding ſome plantacon neere adioyinge, to the ſame It is agreed betweene Mr *Harwood* and the reſt of the ꝑiſhioners, and the Cort doth thinke fitt that Mr *Harwood* ſhall pay one third ꝑt of the ſaid tobacco and Corne, and the reſt of the ꝑiſhioners ſhall paie the other two thirds amongſt them.

Vppon a difference betweene *William* [and] *Tuke*, for that it appeared that . . . worke wth the ſaid *Tuke* by the ſpace of a mon[eth *it*] *is ordered* That the ſaid *Tuke* ſhall lett vnto . . . in liew of his monethes worke one acre of ground lying wthin his owne planted grounde for this yeare rent free.

At this Cort was brought in the will of *Edward Davis* and ꝓved to bee his laſt will and teſtamt and that hee was in ꝑfecte ſence and memory at the making thereof.

At this Cort *Elenor Price* delyvered in vppon her Corporall oath the Inventory of *Edward Price* her late huſband deceaſed to bee a true and ꝑfecte inventory of all his goods debtes and credits to the utmoſt of her knowledge.

A comiſſion of admſtracon was graunted vnto *Elenor Price* on the eſtate of *Robte Brittaine* her former huſband and the inventory was then delyvered in to bee a true and ꝑfect inventory of his eſtate vppon her corporall oath.

A Comiſſion of admſtracon was graunted vnto Capt *Nathaniell Baſſe* on the eſtate of . . . , And the inventory of the ſaid eſtate was then likewiſe delyvered in vppon his oath to bee a true and ꝑfecte inventory &c

10th daie of *May* 1629

A COᴿᵀ at *James Citty* the 10th day of *May* 1629
ꝑſent
John: Pott Eſqʳ Gouernoʳ &c Capᵗ: *Smyth:*

John Warham Marchant aged twenty fiue yeares or thereabouts ſworne and exaied ſaith That *Anthony Leane* did Coveñnte wᵗʰ Mʳ *Thomas Mayhew* to ſerve him one wholle yeare to ende at *Chriſtmas* next for wᶜʰ Mʳ *Mayhew* was to giue the ſaid *Leane* twenty pounds *ſterling*, and that the ſaid *Leane* was cheifly to bee employed about the affaires of his boate

It is therevppon ordered that the ſaid *Leane* ſhall ſerve Mʳ *Edward Mayhew* vntill *Chriſtmas* next hee paying the ſaid *Leane* ſuch wages and ꝑforming ſuch Coveñnts as his brother Mʳ *Thomas Mayhew* was to pay and ꝑforme And the ſaid Mʳ *Mayhew* doth ꝑmiſe not to ſet the ſaid *Leane* to the Hoe but to employ him about the affaires of his boate and ſuch other buſineſs.

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the . . . 1629

A COᴿᵀ at *James* [*Citty*] the . . . 1629
ꝑſent
John Pott Eſqʳ gouernoʳ &c Capᵗ: *Smyth.*

At this Coʳᵗ articles of agreemᵗ made betweene [*Edward*] *Wigg* and *Steven Barker* concerning the marriadge of *Steven Barkers* mayde were brought in queſtion, and being reade, it appeared that the ſaid *Edward Wigg* had broken his ſaid Coveñnts And for that a bill was at this tyme ꝑduced and read wherein the ſaid *Edward Wigg* ſtandeth bound to the ſaid *Steven Barker* in 500ˡⁱ of tobaccoe for the ꝑformance of the ſaid Coveñnts *It is ordered* that the ſaid *Steven Barker* ſhall recover the ſaid 500ˡⁱ of tobaccoe of the ſaid *Edward Wigg* according to the ſaid Bill.

8th daie of . . . *Aº Dmi* 1629

AT A Coʳᵗ At *James Citty* the 8th daie of . . . *Aº Dmi* 1629
ꝑſent
John Pott Eſqʳ Gouernoʳ &c Capᵗ: *Smyth:*

At this Coʳᵗ *Robᵗ Hutchenſon* planter did acknowledge to owe vnto Oʳ Soveraigne Lord the Kinges Maᵗⁱᵉ that . . . is forty pounds of Lawfull mony of *England* &c . . . Condiᶜon that he ſhall appeare at the next Quarter Coʳᵗ and in the meane tyme to bee of the good behauioʳ

At this Coʳᵗ a Coñiſſion of Adm̃ſtraᶜon was graunted vnto Capᵗ *Robᵗ ffelgate* on the eſtate of Lᵗ *Eyles Allington.*

Chriſtofer Allett planter aged 25 yeares or thereabouts ſworne and exãied ſayth that about a month or ſix weekes ſince Goodwife *Gray* wᵗʰ her huſband and others came to the howſe of Mʳ *Cheeſeman* (*William Carters* wife being in an inner roome in the ſaid howſe) and at their goeing awaie the ſaid *Carters* wife asked this depᵗ what woeman it was to whome this depᵗ anſwered *it is yoʳ Cofen* Grays *wife* wherevnto *Carters* wife replied, *I will haue no ſuch whoores to my Cofen*, wherevppon this depᵗ often bade her take heede what ſhee ſaid for hee never heard any ill by that woeman, but *Carters* wife ſaid, *ſhee is a whoore, and is reported to bee a whoore*, and this is all this depᵗ can ſay to this matter.

Steven

Steven Johnſon affirmeth as much in effecte as the abouſaid *Chriſtofer Allett* hath allready depoſed

It is therefore ordered that the ſaid *Carters* wife ſhall in open Aſſembly acknowledg her fault and ask the ſaid *Grayes* wife forgiuenefs

W^ch accordingly heere in open Co^rt ſhee p̄formed

. . . 1629

[A CO^RT At *James Citty*] . . . 1629

p̄ſent

John Pott Eſq^r Gouerno^r &c Cap^t: *Smyth* Cap^t: *Mathewes*

At this Co^rt was held a ſerious Conſultac̃on concerning the Maſſacre of M^r *Pooly* and fower other of O^r men w^th him by the Indians, And at lenght it was Concluded that one of the Indians now remayning w^th vs ſhould bee ſent vnto the greate King w^th a Meſſuage to this effecte *Viz^t*, that whereas by the laſt treaty of peace it was agreed on that none of their people ſhould come to any of our plantac̃ons or howſes nor call or p̄ley w^th our men, But if any ſhould come a[bout] any ſpeciall buſineſſe from the greate king they ſhould come to the Governo^r and in other places to the Coñaunder only and that they ſhould ft[eale] nothing from vs, nor kill or hurt our Cattle among[?] dyvers other thinges conteyned in the ſaid treaty ſince w^ch tyme an Indian Came in contrary to the ſaid agreem^t who not w^thſtanding wee forbore to kill or puniſhe but ſent him backe w^th a [word of] ſtrickt warning that none of the Indians what[ſoever] ſhould p̄ſume to come in w^thout the . . . , and thoſe only to come to the appoynted place at *Paſbyhey* w^ch order they haue neverthelefs not obſerved, but haue come to dyvers of o^r plantac̃ons ſtollen our hoes, killed our hoggs and done vs many other wronges, ſome of whome alſoe althoughe wee haue deteyned, yett wee haue not offered them any vyolence but haue vſed them well and Courteouſly notw^thſtanding all w^ch they ha[ue] killed five of our men w^ch wee conceaue to bee by the kinges knowledge and Conſent and therefo[re] wee demaund ſatisfac̃on, w^ch if hee refuſe to giue wee determined by force and armes to Revenge both deathe of our men and repaire all other wronges they haue done vs

[*It is*] *ordered* that M^r *Robert* . . . forther attende vppon the Co^rt to interpr[et] betweene the Indians and then vntill *Chriſtmas*[?] next as occaſion ſhall require, ſhall haue one thouſand pounds weight of tobacco paid at the next Cropp.

A true and p̄fect inventory[23] of ſuch goodes as belonged to *Thomas Clarke* (a paſſenger in the *Elizabeth* of *London* being bound for *Virginia*) whoe dyed at ſea the 9^th day of *May* 1625, the goods being praiſed, by M^r *ffarrar ffiinton* . . . . , and *Joſeph Cobb*, gent:

Beding and Apparill	item a bed and 2 pillows	020^lli
	item an old tourne rugge	003
	item a pa of courſe ſheets	010
	item a ſuite of Clothes and a cloake	060
	item 2 old ſuites of Clothes	037
	item 2 hatts being both old	005
	item 3 old ſhirtts	012
	item 2 old pillow bears & a pa of drawers	001
	item 1 ruffe	010
	item a *Turkey* Shaſh [sash]	010
	Item 5 falling bands & 3 pla: handkerchers	005

Item

[23] This inventory appears to belong, judging by the date of it, much further back towards the beginning of this book—if, indeed, it belongs in this book at all. It is probable that the manuscript leaf containing it got out of the "book of inventories" to which references have been made from time to time, and into the book of the proceedings of the court by mistake.

	Item one old paire of ſtockins, and a pa of old ſilke gartters	005
	Item 6 pa of *Iriſh* Stockins all being rotten	000
	Item 5 pa of ſhooes & a pa of pumps	011
	Item a pa of boots and ſpurs	012
	Item more for a Hatt	020
	Sum is	222
ꝓviſions & other neceſſaries	Item 30li of Cheeſe being rotten	007li
	Item 2 gal: of Aquauitie	006
	Item 15li of Powder	015
	Item 2 groce of Tobacco pipes	004
	Item a Sword	010
	Item 4 dn [dozen ?] of ffiſhing hooks & lynes	012
	Item 4 weeding Hooes & a Grubing Hooe	009
	Item 4 Caks of Soope	004
	Item 3li Startch	001
	Item one pound of ſugger	001
	Item a bible being old	004
	Item 2 axes	003
	Item 2 Knifes	002
	Item a Pouder Bage and a horne	001—½
	Item a Tobaccobox and a glaſſe	001
	Item a ſmale pa of ſtillers that will waighe 6li at a draught	003
	Item a pewter Porringer and an aquevity meaſſure a ſpoone and a Nutmeg grater	000—½
	Item an old ſtocklocke wthout a key 2 olde m̃asks and a ſhooeing horne	001
	Item a ſmale Cheſt	004
	Item a Barrill	004
	Sum is	089
	The runlett of Vinniger leaked out at ſea neuer deliud [delivered]	
	Debts oweing by *Thomas Clarke*	iii
	Item to *William Webſter*	235 tob
	Item to *Richard Wake*	010
	Item to *Thomas Weekes*	013
	Item for bringing the goods aſhore	011
	Item to Mr *Southerne* for recording the Will and recording the letter of Admnſtrac̃on and for the Admnſtrac̃on and the bond to the Gouernor	015
	Sum is	284
Praiſed by vs	*ioſeph Cobb* *ffarrar fflinton*	

Bridges ffreeman aged 26 yeares or there[abouts] examined ſayth, that he heard *Roger Peirc*[e ſay] a fortnight before his death that he was indeb[ted vnto] Capt *Wm Peirce* in the quantitie of 400 [lbs. of tobacco].

Vppon the pet of *Bridges ffreman It is ordered* [that] . . . *ffowler* ſhall build him three lengthes of houſinge wth a Chimney & a p̃tition foe ſoone as he can convenientlie & after he . . . the ſame to Chooſe men to vewe the ſuffic[iency of the] worke Mr *ffreeman* is to pay one halfe [of the] ffees.

The

The Cort hath graunted vppon the p[etiĉon] . . . that he ſhall haue a patent for 290 acres due vnto him for the aduenture of his . . . ſervants *viz*^{t} *Dorothy Spenſer* his wife [in the] *Neptune* 1619 *James Robinſon & Anthony* . . . [in] the *Catherine* 1621 *Joſeph Deane* & . . . [in] the *George* 1621 in any Convenient place not alreadie taken vpp.

Accordinge to the petiĉon of *W*^{m} *Spencer* the [Co^{rt} grants] vnto him 400 acres of land by leaſe in any place not alreadie taken vpp, *viz*^{t} for one & twenty years] he payinge the yearlie rent of ten barrells of [Corne]

The p̄ſentm^{ts} of the miniſter & Church wardens of *Stnaley Hundred* were delivered into the Co^{rt} vnder theire hands and alſo a regiſter of marriages Burials & Chriſtings.

fforaſmuch as the Church Wardens of *Stanley huñd* were p̄ſented by the mñſter concerninge the Church affaryes, w^{ch} appeareth to be the onlie neglect of M^{r} *John Brewer* in not p̄forminge of fowre dayes worke w^{ch} was due from him vnto the Church buiſines, *It is therefore ordered* that M^{r} *Brewer* ſhall pay eight dayes worke for his ſaid neglect to be payd to the vſe of the Church wthin 4 dayes after his Coñinge home from hence, & ſhall pay the Church wardens either of them 100^{li} of Tobaco for theire trouble & hinderance in Coñinge to the Co^{rt}.

Vppon the p̄ſentm^{t} of the Church wardens of *Stanley huñd* for ſuſpition of incontinency betweene *Henry King* & the wife of *John Jackſon*, they lyinge togeather in her huſbands abſence, It is thought fitt that the ſayd *Kinge* ſhall remoue his habitation from her & not to vſe or frequent her Company vntill her huſbands retorne.

The p̄ſentm^{t} for the vpper p̄ts deliuered into the Co^{rt} vnder the hand of *Rouland Grayue* myniſter

The Coppie of the p̄ceedings in the mounthlie Co^{rt} at *Warroſquyoake* deliuered into the Co^{rt} by M^{r} *John Vpton* & M^{r} *Thomas Jerden* Coñiſion^{rs} there.

The Regiſter of Chriſtenings marriages & Burialls vnder the hands of the myniſter & Churchwardens & likewiſe a Coppie of theire levyes & diſburſtm^{ts} at *Warroſquyoake.*

The Inventorie of the goods of *Roger Prichard* deliuered into the Co^{rt} & p̄ued to be a true Inuentorie by the teſtimonie of *John Danſey*

Robert Martin ſworne and examined ſayth [that hee] about *January* laſt Coñinge from *John Mills* his houſe taxed *Stroud* about ſtealinge of Poultrey from *w*^{m} *White*, at that tyme the ſayd *Stroud* C[onfeſſed] that hee had ſtollen 2 henns but deſired him not to ſ[peak] of it

Whereas it appeareth vppon the Confeſſion of *Gyles Harrod* and *Thomas Stroud* that they ſtole two henns from *W*^{m} *White*, but in regard that it is manifeſt vnto the board that it was by the ſeducing p̄ſwaſions of *Stroud* that the henns were ſtollen, *It is therefore* thought fitt that the ſayd *Stroud* ſhall receive the puniſhm^{t} for his offence *It is therefore thought fitt* that the ſayd *Stroud* ſhall receive the puniſhm^{t} for his offence as is p̄uided in the ſtatute for petty larcenye, *viz*^{t} that he ſhall be tyed to the gallowes & there haue thirty ſtripes from the hands of *Gyles Harrod*

The p̄ſentm^{t} of the Churchwardens for the Corpora[c̄on] of *James Citty* was deliuered into the Co^{rt} by *John Jackſon*, Churchwarden againſt *Henry Soney*

Vppon the pet of M^{r} *Soney* to the Co^{rt} the ſixt day of *September* 1632 recognizance of the good behauior is wthdrawne and void

Benj Harryſon

Henry Soney Robert Martin George Holmes *yo*^{u} *ſhall acknowleddge to owe to our ſouarayne lord the kinge the ſome of fifty pounds* ſterlinge *either of yo*^{u}.

The Condicon that Henry Soney *ſhall bee of good abearinge towards all his Ma*^{ties} *leige people in* Virginia *from time to time & at all tymes duringe his ſtay in the Country*

Teſte *B*

The Inuentorie of *W*^{m} *Barnes* his eſtate deliuered into the Co^{rt} & p̄ued to bee a true Inuentorie by the oath of *Thomas Phillipps.*

There is graunted vnto *Thomas Phillipps* a letter of adminiſtration of the Eſtate of *Will*^{m} *Barnes* dec^{d}

the 5th

the 5th day of *June* 1632 [?]

A COᴿᵀ at *James Citty* the 5th day of *June* 1632[?]
[p̄ſent]
Sᵗ *John Harvey* Knᵗ Gouernor &c Capᵗ *ffrauncis Weſt* Capᵗ *John Weſt* Mʳ *Wᵐ ffarrar* Mʳ *Henry ffinch* Capᵗ *Jack Stephens* Capᵗ *John Vtye* Capᵗ *Thomas Purifie* Capᵗ *Wᵐ Peirce*

Whereas it appeareth by the account of *Richard Cocke* that hee hath diſburſed 6397li of tobacco for the paymᵗ of *John Brownes* debts haueinge maried the relicte of the ſayd *Brown*, and in regard the ſayd *Brownes* eſtate was prayſed in money *It is thought fitt* that hee the ſayd *Richard Cocke* ſhall be allowed after the rate of eight pounds *ſterlinge* for euery Thouſand weight of the ſayd Tobacco out of the ſayd *Brownes* eſtate And it is likewiſe held expedient that *Richard Cocke* ſhall kepe two Cowe calves of the next fall & to vndergoe the hazard of them vntill they bee ayeare older at wᶜʰ tyme they are to bee marked and kept by the ſayd *Cocke* for the vſe of the Children of the ſayd *Browne* & . . . for wᶜʰ Calues *Richard Cocke* is to bee allowed 6li *ſterlinge* out of the ſayd Eſtate, And in that it appeareth to the Coʳᵗ that there remayneth after the paymᵗ of the aforeſaid ſeuall ſomes of money 14li 13ˢ & 4ᵈ for either of the ſayd childrens p̄ts of the ſayd eſtate *It is likewiſe ordered* by the board that *Richard Cocke* ſhall haue the vſe of the ſayd money towards the bringinge vpp of the Children vntill they Come to age.

Vppon the petic̄on of *Nicholas Browne* there is granted vnto him a leaſe of fifty acres of land lyinge vppon *hampton* river adioyinge to the land of *Walter Kely*[?] hee payinge the rent of 7 buſhells & ½ of Corne yearlie for the ſame

It is thought fitt & ordered that *Jeremy Clements* p̄forme the Admyniſtration of *Roger Pritchards* by devidinge the eſtate into equall p̄porc̄ons towards the ſatisfieinge of his debts vnto his Creditoʳˢ

John May & *John Cumber* Sailʳˢ make oath vppon the holy Evangelifts that on the 25th day of *January* laſt paſt they went wᵗʰ two Boates vnto the late dwellinge houſe of *Thomas ffarlowe* where they ſhould haue had 8 tun[s] of Tobacco, but *Thomas Crampe* anſwered that the ſayd Tobacco was ſhipt aboard the ſhipp the *defence* [by the] Mʳ thereof Capᵗ *Tobyas ffelgate*

William Emerſon aged 32 yeares or thereabouts ſworne & exāied ſayth that beinge in *Southwarke* at on [one] *ffoxe* his houſe beinge neere vnto the place where *Edmund Clarks* Child was borded, this deponᵗ did heare the ſayd *ffoxe* & his wife togeather wᵗʰ many other men & women of the neighbours ſay that *Clarkes* child was ſtarued and miſuſed & that was the Cauſe of his running away & lyinge vnder ſtalls

Anthony Wills aged about 35 yeares planter ſworne & examined depoſeth that the neighboʳˢ where *Edmund Clarks* Child was Borded did ſay that the ſayd Child was ſoe hardlie vſed for want of victualls & clothinge he was wont to run away & this depᵗ ſaw the Child in poore ragged Cloathes & brought in by the Bead[le]

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the 9th of *ffebruary* 1632

A COᴿᵀ at *James Citty* the 9th of *ffebruary* 1632
p̄ſent
Sᵗ *John Harvey* Knᵗ Gouernor &c. Capᵗ *ffrauncis Weſt* Capᵗ *Samuell Mathewe* Capᵗ *Wᵐ Clayborne* Mʳ *Henry ffinch* Capᵗ *John Vty* Capᵗ *Richard Stephens* Capᵗ *Hugh Bullocke* Capᵗ *Wᵐ Peirce*

It is ordered that Mʳ *Mathewe Smallwood* ſhall allowe vnto *Richard Cooke* planter out of the eſtate of Capᵗ *John Preene* 950li Tobacco, as is for theſe p̄ticulars followinge

for

for warehouſe roome	050li tob
" ꝓviſion	400
" Cowperidge & nayles	186
" Tendaunce in Cort vppon ſuites agſt Capt *Preene*	274
" bring downe his Boate to *James Citty*	040
	950

Mr *Thomas Harwood* deſired the Cort to take notice that he is readie on the behalfe of Mr *Edward Hurd* to ſatisfie vnto *Thomas Sparkes* ſuch Clothes and other things as are due vnto him by couenaunt

Capt *Robert ffelgate* deliuered into Cort vppon oath an Account of the eſtate of *John Atkins* deceaſed

Vppon the petic̃on of Mr *ffrauncis Bolton* miniſter vppon a ſuite & controuerſie longe depending betweene them *It is ordered* that Capt *Hugh Bullocke* ſhall ſatisfie & pay vnto Mr *ffrauncis Bolton* for 580li of Tobacco deteyned from the ſayd Mr *Bolton* 14li 10s, and for arrearages of tythes 140li tob & ſixteene buſhells of Corne.

Vppon *ffrauncis Poythres* his petic̃on there is graunted vnto him a lre of Administrac̃on vppon the eſtates of *Thomas Hall* & *Roger Kidd* deceaſed.

Whereas Theophilus Boriſton gaue vnto *Theophilus Stone* orphant 1000li Tobacco, *And whereas Zachary Cripps* hath by the will of the ſayd *Boriſton* the ſayd 1000li of Tobacco in his hand The ſayd *Zachary* wth the apprbation of the Cort is willinge to deliuer vnto the ſayd orphans father in lawe *Robert Godwyn* for the vſe of the ſayd orphane, one Cowe before the firſt day of *May* next enſuinge the ſayd *Godwyn* puttinge in ſecuritie for the ſame.

Minutes of the Council and General Court 1670--1676

At a Generall Court held at *James Citty* the fifteenth day of *Aprill* 1670 *Annº Rgs Car* 2 xxijth

ꝑſent

SR *WM BERKELEY* knt Gover &c *Tho: Ludwell* Secr Major Genll *Smith* Coll *Swann* *Theo. Bland Henry Corbyn* Eſqrs

Jones Sheriff

Mr *Robt Jones* appointed high Sheriff for *northumbrland* for this ꝑſent yeare

Appleton Sheriff

Mr *Jnº Appleton* is added to the Quorum of *Weſtmrland* Comrs and to be ſheriff this ꝑſent yeare

Peyton ꝑ Land

Mr *Robert Peyton* hath ordr granted him to ptãtt about five hundred and forty acres of land in *Gloſter* County formrly granted to Mr . . . and is by him deſerted Ent rights according to Law

mrs *Summers* ꝑ Admiñcon

Comiſion of Admiñcon is granted Mrs *Tabitha Summers* the Relict of Mr *George Summers* decd on all and Singuler the eſtate of her ſaid huſband on giveing caution according to Law, and the Comrs of *James Citty* County are deſired to nominate appreaſrs

James vs Horwood . . .

George Horwood confeſſeth Judgmt to Mr *Riĉh: James* for payment of three thouſand three hundred Sixty eight pounds of Tobõ and Caske by bill under hand and Seale and fifty pounds ꝑ note wth all coſts

Godwyn vs Maſon

Judgmt is granted Mr *Morgan Godwyn* agt Majr *Geo. Maſon* Sheriff of *Stafford* County for what he ſhall make appeare due for haveing wrnt delivered vnto him by the ſaid *Godwyn* to arreſt Cõll *Jnº Dodman* and not making a Swift returne thereof unleſs the ſaid *Maſon* can force the appearance of the ſaid Cõll *Dodman* at the next Cort according to law

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Aprill the 16th 1670

ꝑſent

SR *WM BERKELEY* knt Gover Sr *Hen: Chickley Tho: Ludwell* Secr Majr Genll *Smith Theo: Bland Henry Corbyn* Eſqrs

Sr *Hen: Chickley* Sworn

This Day Sr *Henry Chickley* was Sworne one of his Mãtys Counſell of State for *Virginia*

Ludwell Eſqr ꝑ Land

Thomas Ludwell Eſqr hath ordr granted to Survey and pattent about three thouſand acres of land lying in *Henº:* County formrly granted to Cõll *Rich: Cock* & Mr *Jnº Beauchampe* Joyneing upon the ſaid *Cocks* land at *Malborne* hills and *Chickahominy* Swamp Ent rights according to Law

Lydall ꝑ Seizure

It is the Judgmt of this Court that the Seizure made by Capt *Lydall* Sheriff of *York* County of two hhds of Tõbo belonging to Mr *Edmond Jones* being brought from ſome other plantation to the plantation of Mr *Jnº Watrs* was a legall Seizure of the ſd Sheriff being for Levys & fees due from the ſaid *Waters/*

Swann vs Stanton

Nathaniel Stanton confeſſeth Judgmt . . . *Swann* for payment of fifteene pounds *Sterl* . . . exchange ꝑtefted wth Damages and Coſts . . . for three hundred forty pounds of Tõbo and Caske.

Spratt

Spratt vs. Beard — The ordr that *Henry Spratt* obtayned agt . . . *Beard* at a Court for *Lower Norff* County about Severall hhds of Tobō left in ſaid *Spratts* Store is confirmed *Beard* appealing . . . is ordred to pay Damages and Coſts according to Act.

Aprill 18th 1670

pſent

SR *WM BERKELEY* knt Major Genll *Smith Hen: Corbyn Theo. Bland* Coll . . .

Maſſey Sherr — Mr. *Robert Maſſey* is appointed high Sheriff of *Stafford* County

Land p freedom — *It is ordred* that *Willm Land* ſervt to Mr . . . be free and have his corne and cloathes according to cuſtome . . . this Court.

Thruſton p Land — *It is ordred* that Mr *Malachy Thruſton* take up and pattent what waſt and unpattented land lyes betweene the land of *John Marlins Rich: Pooles Lancaſter Lovett* & *Renutus Land* he pjudicing noe former grant and giveing the Inhabitants notice and Entring rights

Stamford p Jury on *Newtons* land — *Whereas* by ordr of this Court the 29th of *March* 1666 An Extent was granted to mr *Anthony Stamford* agt a third pt of the Lands of *ffra: Newton* called the *Colledge*, And mr *Jno Mohun* Attor of the ſaid *Stamford* this day peticoñing that a Jury may be Impannelled to find the true value by the yeare of the ſaid land and plantacon wth reſpect to what Damage happened in the Guſt in *Auguſt* 1667 as alſo for what building hath beene erected by the ſaid *Stamford*

It is ordred that an able Jury of the neighbourhood be forthwth Impannelled by the ſheriff of that County who are upon oath to find the yearely value of the ſaid plantation as aforeſaid and to give verdict thereupon to be returned to the Court where it is to be recorded

Bowler vs. Barber — The difference betweene mr *Jno Barber* who married mrs *Eliz Streeter* and mr *Tho: Bowler* about bills of Exc and Tobo is diſmiſt mrs *Streator* being dead, It is the opinion of the Cort that the Suite to be revived wth new pceſſe

Parrott vs Burnham — The difference betweene mr *Rich parrott* overſeere of the orpt of *Danl Welch* and mr *Jno Burnham* is diſmiſt wth coſts.

Potter vs ffreſhwater — The difference betweene Lt Coll *Cutberth potter* & *Tho: ffreſhwater* late undr ſheriff of *Rappa* County is diſmiſt wth coſts

White vs Thruſton — . . . *White* appealing from an ordr of *James Citty* County Cort where the ſaid *White* Sued *Edward Thruſton* as marrying the Exex of mr *Thomas Loveing* for an acct of Severall goods left wth the ſaid *Loveing* at wch Court it was found that there was due to the ſaid Capt *White* Tenn Thouſand one hundred twenty ſeven pounds of Tobō and Caske and to be paid by the ſaid *Thruſton*, The Court haveing Exañmd into the pmiſſes doe confirme the ſaid ordr to the ſaid *White* wth this ordr that it be agt the eſtate of the ſaid *Tho: Loveing* in whoſe hands ſoever it ſhall be found, and noe cauſe for *Whites* appeale appearing he is ordred to pay coſts to the ſaid *Thruſton*

Dale Sherr — Mr *Edward Dale* appointed Sherr for *Lancaſter* County

StLeger Codd added to Comicon — Mr *StLeger Codd* ordred to be added to the Comicon of *Lancaſter* County and to be one of the Quorum

18th of *Aprill* 1670

[p̄ſent]

GOVERNOR Sr *Hen: Chickley Tho: Ludwell Theo: Bland* Major Genll *Smith Hen: Corbyn* Coll *Swann* Coll *Willis*

Mr *Secr* Servt

It is ord'ed that the Sheriff take into his Cuſtody *Alex Phillis* Servt to the Honble Secr and give him 39 laſhes upon the bare back and for what tyme his honor ſhall make appeare that he hath run away has to ſerve according to Act.

Kendall p̄ Land

Willm Kendall Junr and Mrs *Mary Kendall* hath ordr granted them to patt Six thouſand acres of Land in *Accomack* County formrly granted to *David Williams* and by him deſerted Entring rights according to Law.

Kendall p̄ Land

Willm Kendall Junr and *Mary Kendall* hath ordr granted them to patt two hundred acres of Land in *Accomack* County formrly granted to *Danl Foxcroft* and by him deſerted Ent rights according to Law.

Gill p̄ Land

Nick Gill hath three years liberty granted him to Seat and diſcover nyne hundred acres of Land formrly granted to his father in *Northumberland* County p̄vided none can Make a better clayme to the Said Land.

Servt nonſuites *Le brittoon*

Mr *Bertram Servt* nonſuites *Jno Le brittoon* Mr *Richard Lawrence* appearing as Attor for *LeBrittoon* and not being juſtly Quallified is ordred to pay coſts according to Act *als* ex

Dudly vs. Knowles

Atachmt is granted Capt *Rich: Dudly* agt the eſtate of *Samll Knowles* the ſaid *Dudly* being ſecurity for the appearance of the ſd *knowles*, to laſt Court where he did not appear and Judgmt paſt agt *Dudly* as being ſecurity at the ſuit of *Robt Dapwell* & Compa who ſued for a debt of about three thouſand two hundred pounds of Tobo & Caske wch Atachmt is to be retorned according to Act.

19th of *Apl* 1670 forenoon

[p̄ſent]

GOVERNOR Sir *Hen: Chickley Tho: Ludwell Edward Diggs* Major Genll *Smith Theo: Bland Hen: Corbyn* Cōll *Bacon* Cōll *Swann* Cōll *Willis* Cōll *Warner* Cōll *Beale* Eſqrs

Mr *Diggs* Sworne

Edward Diggs Eſqr Sworne one of his Matys Counſell of State for this Colony

Burnham vs Parrott

The difference betweene Mr *Burnham* and Mr *Parrott* deft is referred to the fourth day of the next Genll Court Mr *Catlett* & Mr *Beverly are ord'ed* hereby p̄ſonally to appeare/

Allen vs Richards

In the difference depending betweene Mrs *Alice Allen* guardian to *Arthur Allen* ſonne and heire of *Arthur Allen* dec̄d . . . and Mr *Jno Richards* defendt about land formrly belonging to Mr *Willm Thomas* and by the ſaid *Richards* purchaſed at an outcry being according to the will of the ſaid *Thomas* and by the ſaid *Jno Richards* . . . unto the ſaid *Arthur Allen* dec̄d wth Genll Warranty, wch Said land . . . found to Eſcheate to his Sacred Mate, and fifty acres p̄t thereof being found due to one *Danl Roane It is ord'ed* after long debate that the ſaid Mr *John Richards* pay vnto the ſaid Mrs *Alice Allen* as guardian aforeſaid for the ſaid fifty

fifty acres, recovered by the ſaid *Roane* proportionable to the firſt purchaſe being Nyne thouſand one hundred pounds of Tōbo and Caske w^th^ the coſts of the Suite betweene the S^d^ *Roane* and *Allen*, and halfe the charges expended about the Eſcheate w^th^ coſts of the Suit *als* ex

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19^th^ of *Ap^l^* afternoone

[p̄ſent]

GOVERNO^R^ *Tho: Ludwell* Secr *Edward Diggs* Majo^r^ Gen^ll^ *Smith* Cōll *Warner* *Thos. Bland Hen: Corbyn* Cōll *Bacon* Cōll *Willis* Eſq^rs^

Saliſbury p̄ *Lynny*

In the difference depending upon a . . . between *Rich: Lynny*, plt and *Jn^o^ Saliſbury* about deſerted land, form^r^ly belonging to *Jervas Dodſon It is ord^r^ed* that the ſaid *Jn^o^ Saliſbury* poſſeſſe and Enjoy the ſaid land; and *Lynny* ord^r^ed to pay coſts *als* [ex.]

*Saſſin*s ord^r^ p̄ *Weire*s eſtate

It is ord^r^ed that M^r^ *Jn^o^ Saſſin* doe upon oath p̄ſent to the Court of *Rappā* an acc^t^ of all and Singuler the eſtate of *Rich Weire* dec^d^ w^ch^ he ever had in his hands cuſtody or poſſeſſion as alſoe to give Suff^t^ Security to be accountable to whome it ſhall lawfully belong unto

Vaſſall p̄ auditors

M^r^ *W^m^ Bray* m^r^ *Tho: mathew* m^r^ *Tho: Buſhrod* & m^r^ *Thomas Williamſon are ord^r^ed* to auditt the acc^ts^ betweene m^r^ *Jn^o^ Vaſſall* & m^r^ *Jn^o^ Saſſin* and make their report Some tyme this Court, m^r^ *Bland* in regard it is a buſines of great Importance is Earneſtly requeſted to attend the ſaid auditors to aſſiſt them

*pate*s ord^r^ about *Vaſſall*s eſtate

m^r^ *Jn^o^ pate* Attor to m^r^ *ffrancis Vaſſall* adm^r^ of the eſtates of *Sam^l^ Vaſſall Hen: Vaſſall* & m^rs^ *Mary Cliffe* all dec^d^ haveing petitioned this Court that the ſaid eſtates may be delivered unto him the ſ^d^ m^r^ *pate* as Attorny aforeſaid the Court being Satisfied in the Said m^r^ *pate*s power *hath ord^r^ed* that majo^r^ Gen^ll^ *Robert Smith* and *Henry Corbyn* Eſq^rs^ ſhall forthwith pay unto the ſaid m^r^ *pate* by bills of Exchange made payable in *London* to the Said m^r^ *pate* as Attorny of the ſaid *ffrancis Vaſſall* and for his uſe the Severall Sum̃es intruſted in their hands & *It is further ord^r^ed* that the ſaid m^r^ *Jn^o^ Pate* give bond w^th^ Suff^t^ Security to Save and Keepe this Hon^ble^ Co^rt^ harmeleſſe

. . . about the ſaid Eſtate w^ch^ bond ſhall remaine in the . . . ſaid m^r^ *Pate* p̄cure a lawfull acquittance from the ſaid *ffrancis Vaſſall* authenticated by good and publiq atteſt of the Citty Serjeant or . . . and that the ſaid m^r^ *Pate* ſhall diſcount for the Keepe of . . . *Vaſſall* as alſoe for the trouble that the ſaid majo^r^ Gen^ll^ *Smith* hath been at as ſhall be agreed on by *Henry Corbyn* Eſq^r^ L^t^ Coll *Cutberth* m^r^ *Thomas Williamſon*, who hath allowed tenn pounds for Keeping child and ſixteen pounds *Ster* for his trouble being retorned to the und^r^ ſher hands.

m^r^ *Williamſon*s ord^r^ for *Vaſſal* eſtate

m^r^ *Thomas Williamſon* having been intruſted by this Court with a p̄^t^ of the Eſtate of *Sam^l^ Vaſſall Henry Vaſſall* m^rs^ *Mary Cliffe* and haveing p̄duced a bond and acquittance und^r^ the hand and ſeale of *ffran Vaſſall* to the ſaid *Vaſſall* and *Cliffe*, *It is ord^r^ed* that he have in his bond given to this Co^rt^ for ſecuring the ſame and that his ſecurity be diſcharged from the ſame

April

April the 20th 1670

[p̄ſent]

GOVERNOR Sr *Hen: Chickley Thos: Ludwell* Secr *Edwd Diggs* majr Genll *Bennett* majr Genll *Smith* Coll *Swann* Coll *Warner Theo: Bland Hen: Corbyn* Coll *Bacon* Coll *Willis* Coll *Beale* Eſqrs

Walker p̄ Admiçon of *Perryes* eſtate

Coñiçon of Admiçon is granted Major *Thomas Walker* on all and ſingular the eſtate of *Thomas Perry* decd he giving caution according to Law. *And whereas* the Court of *Gloſter* by ordr from the Honble Governor for p̄ſervation of the ſaid decds eſtate appointed mr *Lawrence Smith* and mr *Edward Booker* to manage the ſame *It is therefore ord'ed* that mr *Smith* and mr *Booker* or any other p̄ſon whatſoever who are poſſeſſed wth any p̄t or p̄cell of the ſaid *Perryes* eſtate that they deliver the ſame unto the ſaid Major *Walker And whereas* the ſaid *Booker* and *Smith* hath ſhipped home for *England* divers hhds of Tobo belonging to the ſaid *Perryes* eſtate and conſigned them to their owne Correſpondts and for their owne p̄per acct *It is hereby ord'ed* that they countermand their ordr to their Correſpondts to deliver the ſaid Tobo to the ſaid Major *Walker* or order he paying the freight and dutyes and the reaſonable expenſes they have been at about manageing the ſaid Deceds eſtate Lt Coll *Cutberth Potter* and Cōll *Robert Abrahall* hath made bond to this Court for the true p̄formance of the Admiçon *And it is further ord'ed* that mr *Thomas Stevens Tho: mynor Peter Richards*[?] *Thomas Oliver* & Mr *Willm Thorneton* or any foure of them meet at the houſe of the ſaid *Perry* upon the 28th of this Inſtant to Inventory and appraiſe the ſaid decds eſtate when at the next Court it is to be p̄ſented upon oath of the ſaid *Walker* Capt . . . and Capt *Ramſey* are deſired to be p̄ſent and to adminiſter the appraiſrs their oathes

Bullock vs Jennings

The difference betweene Mr *Bullock* plt and Capt *Jennings* & Major *Swann* Guardians to the orpt of *Saml Mathewes* Eſqr decd is refferred to the third day of the next Court

Plumtree p̄ Admiçon

Coñiçon of Admiçon is granted *Suſaña Plumtree* widd of all and ſinguler the eſtate of *Willm Plumtree* her huſband decd ſhe giveing caution according to Act

The Complaints of ſeverall of the Councell . . . Inhabitants in the Countyes of *Yorke Gloſter* and *middleſex* . . . apprehenſions and fears leaſt the honor of his mate and the . . . of the Collony be too much hazarded and Endangered by the great number of fellons & other deſperate . . . ſent hither from the ſeverall priſons in *England* being this Day read in Counſell, we have upon moſt ſerious and carefull conſidraçon of the ſame thought fitt to ordr and doe hereby accordingly ordr that for the p̄vention and avoiding the danger wch apparently threatens us from the barbarous deſignes and felonious practices of ſuch wicked villaines that it ſhall not be p̄mitted to any p̄ſon tradeing hither to bring in and land any Jaile bird or ſuch others who for notorious offenſes have deſerved to dye in *England* from and after the twentieth Day of *January* next upon paine of being forced to keepe them on board and carry them to ſome other Country where they may be better Secured, And we have been the more induced to make this ordr by the horror yet remaining amongſt us of the barbourous deſigne of ſuch villaines in *September* 1663 who attempted at once the Subverſion of our religion laws libertyes

The order about Jayle birds

libertyes rights and ꝑprietyes the ſad effect of which deſperate Conſpiracy we had undoubtedly felt to the ruine or at leaſt the very great hazard of the peace and welfare of this Collony and neighbor plantations had not god of his infinite mercy ꝑvented it by a tymely and wondrfull diſcovery of the ſame, nor hath it been a ſmall motive to us to hinder and ꝑhibite the Importation of ſuch dangerous and Scandalous people Since thereby we apparantly looſe or reputacon whileſt we are believed to be a place only fitt to receive ſuch baſe and lewd ꝑſons, *It is therefore reſolved* that this ordr Shall remaine in force untill his mate ſhall Signify his pleaſure to the contrary or that it be revrſed by an ordr from his moſt Honble privy Counſell and that it be forthwith publiſhed that all ꝑſons concerned therein may take notice of it accordingly:

20th of *Apl* 1670

[ꝑſent]

GOVERNOR Sr. *Hen: Chickley Tho. Ludwell* Secr *Edward Diggs* Major Genll *Smith* Major Genll *Bennett* Cõll *Warner Theo: Bland* Cõll *Swann* Cõll *Bacon* Cõll *Willis* Eſqrs

Harris vs Weſt — Major *Jno Weſt* being arreſted to this Cort at the ſuite of *wm Harris* and not appearing nor Security returned, Judmt is granted agt the Sheriff of *new Kent* County for what *Harris* ſhall make appeare due unleſſe he cauſe the appearance of the Said *weſt* at next Cort according to Act.

Buſhrod vs Ouſteene exec *vs Corp* — mr *Saml Ouſteen* confeſeth Judgmt to mr *Thomas Buſhrode* Attorny of *Thomas Lawry* of *Edinburgh* Marchant for payment of one hundred Nynety Seven pounds Seventeen Shillings *Sterl* being due by three bonds payable in *Scotts* money wth coſts *als* exec

Miles vs Moore — The difference between *Wm Miles* and *George Moore* about a ſervt boy is diſmiſt, and *Miles* ordrd to pay coſts *als* exec

Miles vs Moore — The difference betweene *Willm Miles* and *Thomas Moore* is diſmiſt *Miles* ordred to pay coſts *als* exec

Place vs Carver — The difference depending betweene Mr *Rowland Place* Attõr of *Thomas Burdis* Bro to *Wm Burdis* plt and Capt *Wm Carver* deft about plate and pieces of Eight was referred to a Jury whoſe names are *Jno Richards Stephen Hamlyn Edward Wade Wm Whiteing Henry Applewayte ffra. Ayres Geo: Proctor Wm Alford Hubbard Harrell Wm Cookeſon Jno Rogers John Leake* who upon their oathes bringe in this verdict that they find for the Defendt, wch verdict the Court doth confirme wth coſts/

21th of *Aprill* 1670

[ꝑſent]

GOVERNOR Sir *Hen: Chickley Tho: Ludwell* Secr *Edward Diggs* Major Genll *Bennett* Major Genll *Smith* Cõll *Warner Thos: Bland Hen: Corbyn* Cõll *Bacon* Cõll *Willis* Eſqrs

Reeve vs Dale — Mr *Edward Dale* confeſſeth Judgmt to *Henry Reeve* for paymt of Seven thouſand and Eighty pounds of Tobõ and Caske wth coſts to be paid in *Chuckatuck* on the tenth of *October* next/

Mrs *Bynns* Inventory — Mrs *Bynns* upon her Corporall oath ꝑſented the Inventory of all and Singuler the eſtate of her huſband Mr *Tho Bynns* decd to whome ſhe is Admx wch is ordred to be Recorded/

Barlow

Barlow et Guttree about *Stiles* eſtate

It is the Judgm^t of this Court that the right of the ꝑſonall eſtate belonging to *Jn^o Stiles* Jun^r is in *Thomas Barlow* as guardian to *Charles Bannifter* halfe Brother of the ſaid *Stiles* and not in *Guttree* in right of *Joane* his wife who claymes kindred from *Jn^o Stiles* Sen^r father of the ſaid *Jn^o Stiles* Jun^r: Admiĉon is therefore granted the ſ^d Barlow in the right aforeſd on all and Singuler the ꝑſonal eſtate of the ſaid *Stiles* Jun^r he giveing caution according to Law in caſe the ſaid *Guttree* at next Co^rt ſhow not ſuff^t reaſons to the contrary, *And it is further the Judgm^t of the Co^rt* that the Said *Guttree* in right of his Said wife hath the beſt right to the eſcheat of the ſ^d *Stiles* Jun^r his land, ſhe bringing evidence that the Said *Jn^o Stiles* Sen^r in his life tyme acknowledged her a kinswoman/

Newell et Cleare

M^r *Sam^l Oufteene* as Attor and on the behalf of M^r *Ambroſe Cleare*, and M^r *Jonathan Newell* confeſſeth Judgm^t each to other upon two bonds under their hands and ſeals for two hundred thouſand pounds of tob^o and Caske Conditionally to Stand to ꝑforme and abide the Award ord^r doome & arbitram^t of M^r *Thomas Hunt* & M^r *W^m Drumond* in a Difference between them and in caſe they the ſaid M^r *Drumond* and M^r *Hunt* doe not agree, they are to chooſe an umpire ꝓvided it be determined between this and the tenth of *June* next

Haynes vs Bracy

The difference betweene *Anth Haynes* p^lt and M^r *Bracy* Guardian to orphan [?] of Coll *Miles Cary* ſen about land eſcheated by the S^d. Coll *Cary* is refferred to the next Court the third day The Court being at ꝑſent of opinion that the Right of the . . . then be made appeare that the ſaid *Haynes* . . . Coll *Cary* . . . life tyme

Whitehaire vs Newell & Ballard

M^r *Jonathan Newell* and m^r *Thomas Ballard* . . . to m^r *Robert Whitehaire* Attor of m^r *w^m Sare*[?] for . . . of Tob^o upon the tenth of *November* next being in full of a Judm^t of this Court for a greater Quantity m^r *Newell* acknowledge . . . of the ſaid m^r *Whitehaire* thirty ſix pounds . . . being mentoñed in the form^r ord^r

M^rs *Stevens* ord^rd

Upon the reaſonable petiĉon of m^rs *ffrances Stephens* the Relict of Cap^t *Sam^l Stephens* deĉd *It is ord^red* that . . . Imediately poſſeſt of all the houſing Lands and perſonal property made over to her by her ſaid huſband by deed of guift to her and her heirs and by him confirmed and acknowledged in Court, being at . . . in *Warwick* County & *it is alſo ord^red* that M^r *John Hill* who is now upon the ſaid land ſhall have the uſe of ſuch neceſſary houſing as the ſaid M^rs *Stevens* ſhall allow him upon the plantation where *factor Winſmore* lived this ꝑſent yeare and that he may quietly reap what he hath now Sowen or planted upon the ſaid land as alſoe make uſe of his tob^o plants Admiſĉon is granted to M^rs *ffrances Stevens* the relict of the ſaid Cap^t *Sam^l Stephens* dec^d upon the remaind^r of her huſbands eſtate w^th the will annexed that ſhe now ꝓduceth, ſhe giveing Caution to save this Court harmeles *And it is ord^red* that the ſaid will with the oath of M^r *Henry ffilmer* together with the ſaid M^rs *Stephens* deed of Guift be recorded in this court

21ft of *Apl* 1670

[p̄ſent]

GOVR Sr *Hen: Chickley Tho. Ludwell* Secr *Edward Diggs* Major Genll *Smith* Major Genll *Bennett* Cõll *Bacon Hen Corbyn* Cõll *Wyllis* Eſqrs

Ballard vs ship *Dolphin*

mr *Thomas Ballard* Informes this Court that there is a ſhip in *James* river one *Emanuell Lory* maſter wch goeth by the name of the *Dolphin* of *Dartmoth* wch belongeth to *Dutch* owners and is manned contrary to Act of parliamt *It is therefore ordred* that the ſaid Shipp wth all her goods Tacle furniture and apparrell be forthwth Seized for the uſe of his mate, and that the maſtr of the ſaid Shipp be forthwth Sumoned to this Court to ſhow his reaſons & defend his ſaid ſhipp, And if it appeare that the Said Ship is forfeitd the ſd mr *Ballard* to have a grant thereof according as the Act of parliamt in that caſe p̄vides

Smiths ordr *vs* Servts and cleared by p̄clamation

Henry Smith of *Accomack* County being Indicted for two rapes ſuppoſed to be Comitted on the bodyes of *Mary Jones* & *Mary Hewes* was brought to tryall and his Indictmt was by the Grand Jury brought in *Ignoramus*, and was cleared by p̄clamation, and *It is ordred* that the ſaid *Mary Hewes* and *Mary Jones* being his Servts are ordred to double there tyme they have been from him.

Peite and *Stevenſon* cleared by p̄clamation

Thomas Peite and *Thomas Stevenſon* being Indicted for Stealeing two hhds of Tõbo was cleared by p̄clamation the Grand Jury being in *Ignoramus* vpon the bill and are ordred to remaine in the Sheriffs Cuſtody till they have paid their Juſt fees.

Yates vs Iſham

. . . in the Difference between *James Yates* and Capt *Iſham* . . . Sheriff of *Hen°* County that the ſaid Capt *Iſham* forthwth . . . ſaid *Yates* his Gun wch he formrly ſeized for the ſaid *Yates* Boyes and the ſaid *Yates* is ordr to give him the ſaid Capt *Iſham* his bill with good ſecurity for his levyes and eaſy pay to beare his owne Charges.

Barber vs Hills exec

Judgment is granted Mr *Edward Barber* agt *Juſtinian Hill* for payment of Six hundred and Seventeene pounds of tob° and Caske wth wth coſts wth forbearance *als exec* the bill being for two thouſand pounds of tob° and Caske but the reſidue being paid by ordr of *Eliz Citty* County Court.

Robins nonſute *Guy*

Thomas Robins nonſuites *wm Guy* noe Declaracõn being Entred

Scarburgh ordr about the alteracõn of the bounds bet this Collony & *Maryland*

Whereas we are informed that Coll *Edmond Scarburgh* Surveyor Genll of this Collony contrary to or knowledge and wthout or ordr or conſents is intended to alter the bounds lately laid out between this Collony and the p̄vince of *Maryland* on the *Eaſterne Shoare*, *It is therefore ordred* that Coll *John Stringer* doe forthwith after his arrivall at *Accomack* in the name and by the authority of this Court Comand the ſaid Coll *Scarburgh* not to p̄ceed to the alteration of the ſaid bounds till he receive ordr from this Court ſoe to doe as he will anſwere his Contempt at his p̄ill.

Baker vs Ellis

The ordr and verdict of a Jury from *Kent* Court Dated the two and twentieth of *December* 1669 betweene *Henry Baker* plt and *Rich Ellis* Deft about hogſtealing, *Ellis* appealeing to this Court, *It was after much debate ordred*, that the ſaid ordr of *Kent* Court & Juryes verdict be confirmed And *Ellis* ordred to pay damages and coſts as in caſe of appeales according to Act *als* exec

Warren

Warren ꝑ probate of his fathers will

The laſt will and Teſtament of Mr *Thomas warren* of *Surry* County decd was ꝓved in Cort by the oathes of *John Corker* and *willm Thomſon* and a ꝑbate therefore granted to *willm Warren* ſone of the ſaid *Thomas warren* in the ſaid will nominated Executor.

Crafford et Wyth ꝑ *quietus vs Spackman*

It is ordred that Mr *David Crafford* and Mr *ffrancis wyth* Admrs of the eſtate of *Henry Spackman* decd; have their *quietus*, from the ſd Eſtate they haveing ꝓduced an acct wherein they have paid beyond aſſetts wch acct is ordred to be recorded.

Walker vs Elliott

The difference between major *Tho walker* ꝑplt & *willm Elliott* deft about a piece of land on *Queenes* Creeke at *Peanketank* in *Gloſter* County, found granted to Mr *Tho: Boſwell* and ſuppoſed to be by him deſerted, *It is here ordred* by, and wth the conſent of the Said ꝑtyes that the Said *Elliott* poſſeſs and Enjoy the ſaid land in queſtion for ever, And the Said *Elliott* is hereby ordred to pay unto the Said Major *Tho: Walker* his double coſts and expenſes Juſtly expended about the Said Suite *als* exec.

Cleaton vs Jeffryes & Colclough Atachmt

Whereas in *november* Cort 1663 *Wm Roberts* ſince decd obteyned Judgmt agt *Henry Corbyn* and *Rich Lee* Eſqrs as Attornys of Mr *Jeffryes* and Mr *Colclough* of *London* marcte for two hundred, twenty one pounds foureteen ſhill ten pence *Sterl* wch ſd debt nor any ꝑt thereof not Being paid And the Said *Roberts* dying made his will and bequeathed the ſame to *Wm Cleaton* who marryed wth the Daughter of the ſaid *willm Roberts* Atachmt is therefore granted the ſd *Cleaton* agt the eſtate of the ſd *Jeffryes* and *Colclough* in whoſe hands ſoever it ſhall be found in *Virga* to this Cort for Judgmt for . . .

Iken sherriff *Andrews & Kendall*

Mr *Thomas Iken* appointed high Sheriff for *Warwick* County Major *Willm Andrews* & Coll *Willm kendall* are appointed to be of the Quorum for *Northampton* County.

ffendry vs Elliott

It is ordred that *Stephen ffendry* and . . . be paid by Mr *Elliot* for twelve days each of them being ſumoned as evidences agt Major *Tho: Walker* according to Act.

Potter vs Ruth Atachmt ex

It is ordred upon the reaſonable petiĉon of Lt Coll *Cutberth Potter* that he have an Atachmt granted him agt all and ſinguler the eſtate of *Iſack Ruth* in this Country being employed and intruſted by the ſaid *Potter* with a veſſell and aconſiderable quantity of goods and hath made noe retorne of either for the Securing of the ſaid *Potters* intereſt retornable to this Court where the ſaid *Potter* is to make his debt appeare.

Aprill the 22th 1670

[ꝑſent]

EDWARD DIGGS Major Genll *Bennett* Major Genll *Smith Theo: Bland Hen: Corbyn* Coll *Bacon* Coll *Warner* Coll *Beale* Eſqrs

Lightfoot vs Reeve

A refference at the requeſt of the Defendt is granted in the difference between Mr *Phill Lightfoot* plt and *ffra: Reeve* deft to the third day of the next Genll Court.

Place vs Stith

The difference between Mr *Rowland Place* plt and Mr *Jno Stith* defts is referred to the third day of the next Cort.

Place vs. Stith

The difference between Mr *Rowland Place* plt and *Jno Stith* deft is referred to the third day of the next genll Cort.

Marſhall

Marſhall vs Baker

*Will*m *Marſhall* Servant to Mr *Lawrence Baker* is declared free by this Court and ordred that the ſaid *Baker* pay him his corne and cloathes according to Cuſtome as alſoe a hhd of tobo for his tyme he ſerved longer than he ought wth coſts *als* exec.

Loryes ordr about the ſhip *Dolphin*

Mr. *Thomas Ballard* yeſterday Informeing agt *Emanuell Lory* Comandr of the Ship *Dolphin* of *Dartmoth* that ſhe was not a free ſhipp for trade and not manned according to Act of parliamt, And the ſaid *Lory* Now ꝑſonally appearing and ꝓducing his Certificate from the Cuſtom̃e houſe at *Dover* as alſoe his cocketts for Lading and alſoe declaring that he had but two *dutchmen* aboard that were Seamen, It was after much Serious debate and examination in the ꝓmiſſes (& for the reaſons aforeſd) the opinion of the whole Court that the ſaid Ship *Dolphin* is a free ſhipp And foraſmuch as the ſaid *Lory* did not leave his Certificate and Cocketts in the office to be recorded. *It is ordred* that he pay unto the ꝑſons that were preſſed and for the boate hire one thouſand pounds of tobo and Caske

Corbyn & Smith Eſqrs delivery of bill to Mr *Pate*

Major Genll *Robert Smith* and *Henry Corbyn* Eſqrs in Court delived unto Mr *Jno Pate* Attorny of *ffrancis Vaſſall* Eſqr Admr of *Saml* & *Henry Vaſſall* and *Mary Cliffe* decd bills of Exchange for what is due from them as being intruſted by this Cort with two thirds of the ſaid *Vaſſalls* and *Cliffes* eſtate.

Jenning and *Baſſett vs Pate*

Mr *Jn Pate* appeares in Court and confeſſes Judgmt to Capt *peter Jenning* and Capt *Will*m *Baſſett* for the Sume of ſixteene hundred pounds to ſave them and their heires Execrs and admrs harmeleſs of and from all damages troubles or moleſtations whatſoever that ſhall come or happen to them or either of them as being the ſaid Mr *pates* ſecurity in this Court about the eſtates of *Saml Vaſſall Henry Vaſſall & Mary Cliffe.*

Andrews vs Bynns

The Difference depending betweene Major *Will*m *Andrews* Guardian of *George Evelyn* orpt of *Mountjoy Evelyn* plt and Mrs *Eliz Bynns* Admx of *Thomas Bynns* decd about *Grindalls* hill is diſmiſt, And the ſaid Mrs *Bynns* in the right of the ſaid *Tho: Bynns* to remain in poſſeſſion, neither of the orphts being at age.

22th of *Apl* afternoon

[ꝑſent]

GOVERNOR *Hen Chichley Tho: Ludwell* Secr *Edward Diggs* Major Genll *Bennett* Coll *Warner Theo: Bland* Coll *Bacon* Coll *Willis* Eſqrs

Clarkes Clayme

Edward Bleeke Attor and on the behalfe of the heires of Mr *John Clarke* who heretofore lived at the *middle plantation* doth make clayme to all the lands of the ſd *Clarkes* in this Country.

Bell et als vs Baker

Thomas Bell John Guttree and *Saml Wynn* being Sumoned as evidences by *Henry Baker* agt *Rich Ellis* and haveing attended foure dayes apiece are ordred to be paid by *Baker* according to Act *als* exec

Broadick vs Reader

Atachmt is granted *Rich Broadick* agt *Henry Reader* upon a penall bond of eight thouſand nyne hundred and Sixty pounds of Tobō and Caske being returned by the Shefr of *New Kent* County *non eſt Inventus* retorne according to Act

Whitby

Whitby choice of *Todd* for his guardian

Will^{m} *Whitby* Sonne of *Will*^{m} *Whitby* dec^{d}: appeares in Court and peticõns that M^{r} *Thomas Tod* may be admitted his guardian w^{ch} is accordingly granted

Cammock p̄ Land

Warwick Camock hath ord^{r} granted to pattent Seven hundred acres of land on the North ſide of *Rappā* river form^{r}ly granted to *Vincent Stamford* and by him deſerted and ſince granted to *Robert Pollard* and by him deſerted. Ent rights according to cuſtome.

Ord^{r} p̄ maſt^{rs} to give bond

All maſt^{rs} of Shipps or Veſſells trading into this Collony are hereby ord^{r}ed to give bond to the Collect^{ors} or thoſe who are appointed to make Entryes to unloade what Tobō or goods they ſhall receive aboard in ſome of his maj^{ts} ports according to Act of Parliam^{t} notwth ſtanding they have Certificates that they have given bond in *England* as they will anſwere their contempt to the contrary

Loyd vs Sockey

Judgm^{t} is granted M^{r} *Owen Loyd* ag^{t} M^{rs} *Eliz Sockey* widd for paym^{t} of two thouſand pounds of Tob^{o} and Caske to be paid according to Specialty wth coſts *als* exec.

Decon vs Nevett

In the difference depending betweene M^{r} *Tho: Deacon* p^{t} and M^{r} *Hugh Nevett* def^{t} about a p̄cell of Land by the ſaid *Deacon* mortgaged to the ſaid *Nevett* for the Sume of Sixty pounds *Sterl* *It is ord^{r}ed* that the ſaid *Deacon* pay unto the ſaid *Nevett* the ſaid Sume of Sixty pounds *Sterl* and the ſaid *Deacon* to enjoy the land *And whereas* the ſaid *Nevett* hath been much out in building cleareing and makeing a plantation therevpon. *It is ord^{r}ed* that a Jury of the neighbourhood be Impannelled by the Sheriff to enquire of the Impvement and meane p̄fitts of the ſaid land w^{ch} ſaid Juryes verdict is to be retorned to the next Co^{rt} where Judgm^{t} is to paſſe and *Nevett* to Enjoy the Land till the next Cropp.

Pleaſants *vs* *Crewes*

Cap^{t} *James Crewes* being arreſted to the Co^{r}t by the Sheriff of *Hen^{o}* County at the Suite of M^{r} *John Pleaſants* Attorny of M^{r} *James* . . . M^{r}. *Will*^{m} *Beauchampe* Exec^{rs} of M^{r} *Jn^{o} Beauchamp* dec^{d} . . . not appearing and M^{r} *W*^{m} *ffiſher* being retorned Security, Judg^{tm} is granted the ſaid *Pleaſants* as Attor afore ſaid ag^{t} the ſaid *ffiſher* for what he ſhall make appeare due unleſſe he cauſe the appearance of the ſaid *Crewes* at next Court according to Act.

Hyre vs James

Judgm^{t} is granted M^{r} *James Hyre* Attorny of M^{r} *Will*^{m} *Cocker* who marryed the Relict of Cap^{t} *Jn^{o} Whitty* dec^{d} ag^{t} M^{r} *Richard James* for payment of tenn pounds three ſhillings *Sterl* with coſts *als* exec.

Aprill the 23rd 1670

p̄ſent

MAJO^{R} GEN^{LL} *SMITH* *Edward Diggs* Co^{ll} *Warner* Co^{ll} *Swan* Co^{ll} *Bacon Hen: Corbyn* *Theo. Bland* Co^{ll} *Beale* Co^{ll} *Willis* Eſq^{rs}

Medford p̄ Land

M^{r} *John Medford* hath ord^{r} granted to pattent three hundred acres of land Situate on the north Side of *Rappā* County in the p̄riſh of *ffarneham* being form^{r}ly granted to *John Suckett* and is by him deſerted Entring rights according to Act.

Smith vs Servants

It is ord^{r}ed that *william Nock* and *Richard Chambers* ſervants to M^{r} *Henry Smith* retorne wth him to *Accomack* and there remaine wth him tell the next Gen^{ll} Court where the ſ^{d} *Smith* is to make his damages appeare ag^{t} them.

ord^{r}

ordr *vs* the ſhipp *hope* of *Amſterdam*

Whereas upon the information of *Theoderick Bland* Eſqr the ſhipp *hope* of *Amſterdam* was in *Octobr* laſt by this Court ordred to be Seized and the maſter of the ſaid Ship to be arreſted to appeare this ꝑſent *Aprill* to anſwere before the Court, to the Compt of the ſaid *Theo. Bland* Eſqr on behalfe of his mate for that the ſaid Ship was a *Dutch* ſhip and navigated contrary to Act of parliamt to wch accõn the ſaid Maſter being retorned *non eſt Inventus*, *It is ordred* by this Court that notwthſtanding the ſaid ſhip be appraiſed She doe ſtill remaine undr arreſt untill the maſter ſhall come forth and ſhow good reaſons to cleare her or ſhall abſent himſelf Soe long as by the Law ſhe may be convicted by reaſon of his non appearance and Coll. *Jno Stringer* is hereby ordred & authorized to take care and ꝓvide that the ſaid Ship be Soe Secured as to be forthcomeing at her tryall as alſoe to make dilligent Search and Enquiry what loading was brought in by this ſaid Ship and now diſpoſed of and to make report of the ſame to this Cort at their next Seſſion.

Vaſſall vs Saffin

The differences between Mr *Jno Vaſſall* and Mr *Jno Saffin* about all accts and other differences is put to the finall end and determinacõn of Mr *Thomas Buſhrod* Mr *Bracy* Mr *Tho. Williamſon* & Mr *Tho mathew Theo Bland* Eſqr to be umpiere and finally to determine the ſame, The ſaid mr *Jno Vaſſall* and mr *Jno Vaſſall* [*Saffin*] confeſſeth Judgmt each to other in the Sume of five hundred pounds *Sterl* to ſtand to and abide the award of the aforeſaid Gentn and to meet in the afternoon

ffoxhall vs Lord

. . . betweene Mr *Jno ffoxhall*, and Capt *John Lord* is reffd unto foure Gentl of the County of *Rappa* each of them to chooſe two who are deſired to meet upon ſome convenient tyme after notice given there to Enquire into all differences betweene them the ſaid *ffoxhall* and *Lord* and make their report to the third day of the next Genll Court Mr *ffoxhall* makes choiſe of Major *Jno weire* & Mr *Jno Mott*, Capt *Lord* makes choiſe of Coll *Jno Catlett* & Capt *Tho Hawkins* and in caſe of the abſence of either of the aforeſaid Geñt they doe by conſent make choiſe of Mr *Willm moſs* and Capt *Humphrey Booth*.

Clayborne vs Cleare

The Difference betweene Capt *willm Clayborne* and Mr *Ambroſe Cleare* is by conſent refferred to the third day of the next Genll Court the ſaid *Clayborne* and *Cleare* ꝑſonally to appeare unleſſe Sicknes ꝓvent either of them, and the ordr agt Mr *Claybornes* Security to be void.

Edwards vs Briſtoll

Whereas it appeareth to this Cort that Capt *willm Caſwell* was indebted to Mr *Thomas Hunt* as guardian *willm Edwards* orpts the ſume of Six thouſand Seven hundred and thirty pounds of tobõ and Caske: and ſuite being brought agt Capt *Robert Briſtoll* Attor of the Admr of the ſaid *Caſwell* Mr *Robert Beverly* the ſaid *Briſtolls* Attorny pleaded in barr, that a former Judgmt was granted the ſaid Admr of more than the ſaid *Caſwells* eſtate came too, but that practiſe being found contrary to an Act of Aſſembly in that caſe ꝓvided *It is ordred* that the ſaid Capt *Briſtoll* ſhall pay vnto the ſaid orphants of *Edwards* the ſaid ſume of Six thouſand Seven hundred and thirty pounds of tobõ and Caske wth coſts out of what hath or hereafter ſhall come to his hands and if he hath ſent what he hath received for *England* to the Admr it ſhall be accounted done in his owne wrong & ſhall not acquitt him from this paymt it being contrary to the Law of the Country.

Littlepage

Littlepage vs Briſtoll — Vpon the Petition of Mr *Richard Littlepage* aſſignee of Mr *Edward Sandſon* agt Capt *Robert Briſtoll* Attor of the Admr of *Willm Caſwell* decd for Thirty Pounds *Sterl* due from the ſaid *Caſwell* to the ſaid *Sanderſon* debt haveing been due for ſeverall yeares, *ordr is granted* the ſaid Mr *Littlepage* agt the ſaid *Briſtol* for Paymt thereof out of the ſaid *Caſwell* his eſtate before any *Engliſh* debt be paid according to Act of Aſſembly wth coſts.

Chiles p̄ Servt — *Mary Hewes* late Servt to Mr *Henry Smith* appeares in Court and confeſſeth that ſhe hath foure yeares five months & fourteen dayes to ſerve, and by the ſaid *Smith* ſold to Mr *Walter Chiles*, being her full tyme of ſervitude according to ordr of this Court

Marrable p̄ Servt — *Mary Jones* late Servt to Mr *Hen: Smith* appeares in Court and confeſſeth that ſhe hath foure yeares to ſerve and by the ſaid *Smith* ſold vnto Mr *Geo Marrable* being her full tyme of ſervitude according to ordr of this Court

Potter vs Glover — *It is ordred* that *Rich Glover* appeare before *Hen: Corbyn* Eſqr or Mr *Wm Travis* or either of them betweene this and the tenth of *May* next and there declare upon oath whether the ſeven thouſand one hundred and eighty pounds of tobo and caske menc̄oned in his acct be included in the nyne thouſand eight hundred ſeventy and ſix pounds of tobo and Caske and there make appeare how he paid it, And that he confeſſe Judgmt before him or them for the remaindr for what ſhall appeare due to Lt Coll *Potter* wth coſts

Smith vs Melling — *Edward Smith* being arreſted to this Court at the ſuite of Mr *Willm Melling* and not appeareing is nonſuited and ordred to pay coſts *als* exec

Ludwell Eſqr *vs Whitty* — Judgmt is granted to *Thomas Ludwell* Eſqr agt the eſtate of *Jno Whitty* decd in the hands of Mr *James Hyre* Attor of Mr *Willm Cocker* who marryed the Relict and Execx of the ſaid Capt *Jno Whitty* or in whoſe hands ſoever he ſhall finde any eſtate of the ſd *Whittyes* for paymt of forty five pounds ſeventeen ſhillings ten pence with coſts

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April 25th 1670

p̄ſent

GOVERNR Sir *Hen: Chichley Tho: Ludwell* Secr *Theo: Bland* Majr Genll *Smith* Coll *Bacon* Coll *Beale* Eſqrs

ffrench vs ffowler — *Whereas* in *October* Court laſt *Jno ffrench* obteyned ordr agt *George ffowler* as Security for the appearance of *Plomer Bray* who was ſued for three thouſand three hundred Pounds of Tobo and Caske vnleſſe *Bray* ſhould appeare this Court and the ſaid *Bray* now not appearing Judgmt is granted the ſaid *ffrench* agt the ſd *ffowler* for paymt of the ſaid ſume wth coſts *als* exec

Barber vs Watkins — The difference betweene Mrs *Letitia Barber* pl and and *Phill Watkins* about a mare is referred to the Comrs of *Yorke* County Court where the witneſſes are ordred to be as alſoe the mare, and a Jury to be Impannelled to enquire into the p̄miſes and the ſaid Court to determine the ſame

Greene vs Holmewood — The difference betweene Mr *Roger Greene* & Mr *Holmewood* is referred till *April* Cort next and the formr ordr of this Court to be of force

Hunt

Hunt vs Munger

In the difference betweene Mr *Thomas Hunt* and Mr *Jno Munger* as marrying the relict of *Edward Bufhell* deft *It is ord'ed* that the determination thereof be refferred untill the third day of the next Genll Court at wch Court the fd Mr *Hunt* is to cleare the queftion about an Atachmt ꝑtended to be ferved vpon the mill

Hunt ꝑ Bridge

Vpon the reafonable petition of Mr *Thomas Hunt* wherein he is willing to keepe and maintaine a goode and paffable roadway for horfe foot and carts over the Mill Dam at *Poetan*[?] *It is ord'ed* that the faid Mr *Hunt* be henceforward obliged to ꝑform the fame at that he fhall receive yearely from the publiq for fo long as he maintaineth the faid way one thoufand pounds of tobo and Caske wch fhall be laid in *James Citty* or *Yorke* Countyes every yeare

Pindar vs Babb

In the difference betweene *Jno Pindar* plt, & Mr *Rob't Babb* deft and betweene the Said Mr *Babb* plt and the faid defendt being a crosse acc̃on after long debate in Court of Either Side *It is refolved by the Cort and accordingly ord'ed* that the faid *Pindar* fhall receive of the faid Mr *Babb* the Eleven thoufand Six hundred pounds of Tobo̅ and Caske formrly granted him by ordr of *Surry* Court or Soe much thereof as is behind and unpaid and that Mr *Babb* by reafon of the late Collection of the Sheriff fhall not have his mill Seized upon untill the laft of *March* next, (in cafe the faid Mr *Babb* does not Satisfye the faid debt to the faid *Pindar* before) wch mill by vertue of this ordr and wth the confent of the faid Mr *Babb* in Court is bound over to the faid *Pindar* for . . . of the faid debt

And the faid Mr *Babb* is alfoe releafed from . . . charges of the private court called at *Surry*, but is to pay unto the faid *Pindar* in refpect of being foe long forborne Intereft for his faid tobo and Cofts . . . of Court, and if the Said *pindar* demand wage for the miller that kept the mill when fhe was in his poffeffion then the faid Mr *Babb* fhall pay the fame and fhall receive a Juft amt of the ꝑfitts of the Mill for the tyme that the faid *pindar* had her

Mr *Secretary vs Whitty*

Whereas this Court *Thomas Ludwell* Efqr obtayned Judgmt agt the eftate of Capt *Jne Whitty* decd in the hands of Mr *James Hyre* Attor of Mr *Wm Cocker* who marryed the Relict and admr of the faid *Whitty* or in whofe hands or cuftody foever it fhould be found for paymt of forty five pounds Seventeen Shillings, tenn pence *And whereas* this Court is informed by the faid *Tho. Ludwell* Efqr that there is in the hands of *Henry Corbyn* Efqr the Sum̃e of Twenty five pounds *Ster* and in the hands of Mr *Richard James* the Sum̃e of tenn pounds three fhillings *Ster* wch belongs to the faid *Wittye* his eftate, Judgmt is upon the petic̃on of the faid *Thomas Ludwell* Efqr granted him for the faid Sum in the hands of the faid Mr *Corbyn* and Mr *James*, as alfoe Judgmt for tenn pounds fourteene fhilling ten pence wth cofts in the hands of Capt *Edmond Lifter* [?] if any eftate of the faid *Whittyes* be in his hands

James ordr to be added to *James Citty* Cort

It is ord'ed that Mr *Richard James* be added to the Comic̃on of *James Citty* County and to be admitted and Sworne at the next Court to be held for the faid County

Ballard vs Sorrell

Mr *Willm May* and Mr *Richard Lawrence* are ordred to examine in to the difference betweene mr *Tho: Ballard* affignee of *Jno Nowell* & Mr *Rob't Sorrell* and make their report to the next Court to be held for *James Citty* County where the fd difference is to be determined

Woodward

Woodward et Bacon — The controverſie long depending betweene Capt *Willm Woolward* plt and Coll *Nath Bacon* deft about the Land of *Juſtinian Cooper* decd was this day mooved in Court and for the avoyding of further vexation and charges of Law in the ſaid difference and for the friendly and peaceable ending thereof the ſaid plt and Deft did voluntarily and wth equall conſent in open Court referr the finall determination of the ſd Suite to foure of the Honble Counſell *viz* Major Genll *Richard Bennett* and *Theo: Bland* Eſqr for the plt and *Edward Diggs* and *ffrancis Willis* Eſqrs for the Defendt and in caſe of diſagreemt choſe four gentlemen to choofe an vmpire the ſaid Award to be given up and finiſhed by or before the twenty fifth Day of *June* next at *James Citty* and the ſaid Capt *Wm woolward* and Coll *Nath Bacon* doe hereby confeſſe Judgmt each to other in the Sume of two thouſand pounds *Sterl* to abide and ꝑforme the aforeſaid determination to be paid by the party Not Submitting unto the other and execucon to iſſue for the ſaid Sume upon this ordr

Buſhrod vs Shelſton — The difference betweene Mr *Thomas Buſhrod* & Mr *Shelſton* about a young Stone horſe is referred to *York* County Court ther to be finally ended and determined where the horſe and Brands are to be ꝓduced.

Atachmt is granted Mr *Jno Vaſſall* & Mr *Jno Saffin* agt the eſtate of *Henry Vaſſall* in the hands of *Hen: vaſſall* and *mary Cliffe* for two hundred . . . pounds one ſhilling and foure pence beſides intereſt retord to the third day of the next Genll Court where the ſaid *vaſſall* and *Saffin* are to make their debt appeare.

Ord about *Sheppards* will — The will of *Jno Sheppard* decd is referrd for ꝓbte thereof to the next Court to be held for *Surry* County whether the ſaid *Sheppard* was of age or not at the tyme of makeing his ſaid will and make report thereof to the third day of the next Genll Court.

Mathew vs. Raddon et Evans. — Atachment is granted Mr *Thomas Mathew* agt. the eſtate of *Philip Evans* & *Thomas Raddon* retor to next Court where the ſaid *Mathew* is to make his debt appeare.

The difference between Mr *Rich price* & Mr *Wm Cary* . . . conſent of the Attorneys referred to the next Court to be held for *Lancaſter* County there to be finally ended and determined.

Peirce vs Cary — The difference betweene Mr *Rich Peirce* & Mr *Wm Cary* & by conſent of the Attornyes referred to the next Court to be held for *Lancaſter* County there to be finally ended and determined

Stephens ordr ꝓ Inventory — *It is ordred* that mrs *Stephens* Admx of Mr *Saml Stephens* decd ꝓſent Inventory of her ſaid huſbands eſtate vpon oath to the next Court.

Plover vs Reeve — The difference betweene Mr *Jno plover* Sonne and Attor of *Jinnifer plover* Aſſigne of *Abraham Sharpe* Brother heire and admr of *Robert Sharpe* decd plt and *Henry Reeve* deft is referred to the Comrs of *Rappah.* County Court and they to make inquiry into the ſaid difference and make their report to the fourth day of the next Genll Court.

Napier vs Dowers — *It is ordred* that major *George maſon* late Sheriff of *Stafford* County or the Sheriff for the tyme being cauſe the personal appearance of *Tho: Dowers* to the third day of the next Genll Court to anſwere the Compt of Mrs *Mary Napier* widd.

Place

Place vs Pleaſants

Mr *Rowland place* arreſting Mr *Jno pleaſants* Attorny of Mr *James Janney* to this Court and pretending about three hundred pounds *ſterl* due from the ſaid *Janney It is ordred* that the ſaid *pleaſants* ſhall not be hindred in ſending home any retornes that he ſhall have ready to ſend by this p̄ſent Shipping but he is ordred not to ſend home the remaindr of thoſe concernes by the next ſhipping untill the Complaint of the ſaid *Rowland place* be reſolved and adjudged by this Honble Court.

Bleeke vs Cotten

It is ordred by conſent that Mr *Jno Cotten* Attor of *Tho. pearle* the Admr of *Richard pearle* decd ſhall according to the direccon of the ſaid *Tho: pearle* deliver unto Mr *Edward Bleeke* Attor of *Alexandr Martyn* ſoe much goods as are left and unſold belonging to the ſaid *Martyn* wch amount unto twenty five pounds twelve ſhill three pence and that it ſhall be refferred to Mr *Rich Stock* & Mr *Jno Bracegirdle* to view the books of acct of the ſaid *Rich. pearle* decd and to ſee what goods belonging to the ſaid *Alexandr Martyn* were diſpoſed of by the ſaid *pearle* and at what rates and to p̄portion the charges of freight Storidge and recovering the goods from Coll *Beale* wch is to be allowed out of the tobō that ſhall appeare to be due to Mr *Martyn* and Mr *Cotten* [is to give] Mr *Bleeke* good bills for ſo much Tobo as ſhall appeare [due Mr] *Martyn* for ſuch p̄t of his goods that were ſold

This Court adjourned to the Twentyeth day of *June* next where all accons upon the Dockquett and refferences from the laſt Court are to be heard

Teſt Rich Awborne Cl Con

At a Genll Court held by adjournt this Twentyeth of *June* 1670/

[ꝑſent]

SR *WM BERKELEY* knt Gover &c *Tho: Ludwell* Secr Coll *Swann Theo: Bland* Eſqrs

Parke Councelr — Lt Coll *Danl Parke* was admitted and Sworne one of his Mats Councell of State for this Collony of *Virga*./

Capt *Jennings* Councelr — Capt *Peter Jennings* was admitted and Sworne one of his Mats Councell of State for this Collony of *Virga*

June the 21th 1670

[ꝑſent]

SR *WM BERKELEY* knt Governor &c *Tho: Ludwell* Secr *Edward Diggs* Coll *Bacon* Coll *Willis Theo Bland* Lt. Coll *Parke* Eſqrs

Payne ꝑ Land — Mr *Robert Payne* hath foure year granted him longer than his patt to ſeat five hundred and Eighty acres of Land neare *hunting quarter* in the freſhes of *Rappa* County *vt alijs*/

Corbyn ꝑ Land — *Henry Corbyn* Eſqr hath three yeares longer tyme granted him to Seat a tract of Land in the freſhes of *Rappā* by him purchaſed of *Jno Jellett*

Medford ꝑ Land — Mr *John Medford* hath ordr granted him to pattent one hundred and fifty acres of Land on the South Eaſt Side of *Totaskeys* creeke called *mount more* formrly granted to *Robert Bayly* and by him deſerted Entring writes according to Law.

May ꝑ Land — Mr *willm May* hath ordr granted him to pattent about halfe acre of land in *James Citty* adjoyneing to the Said Mr *Mayes* owne Land, and the land now in the poſſeſſion of Major *Hone* he planting an orchard thereupon and paying the accuſtomed rent/

Coll *Parke* ꝑ a Gleebe — Lt Coll *Danl Parke* on the behalfe of the Inhabitants of . . . ꝑiſh in *yorke* County Informeing this Court that there is noe gleebe laid out for their Said ꝑiſh *It is therefore ordred* upon the reaſonable petiĉon of the Said Coll *Parke* that the firſt ꝑcll of Land that deſerts or ſhall be found waſt wthin the ꝑcinct of the Said ꝑriſh ſhall be granted to them for a gleebe, as alſoe the firſt ꝑcell of laid that ſhall eſcheate unleſſe ſome other ꝑſon can make appeare a juſt clayme to have the grant of the ſaid Eſcheate, as being heire or a purchaſer/

Ballard ꝑ a Gleebe — Mr *Tho: Ballard* on the behalfe of the ꝑriſh of *Middletowne* ꝑriſh in *James Citty* County Informeing this Cort that there is no Gleebe laid out for the ſaid ꝑriſh. *It is therefore ordred* upon the reaſonable petiĉon of the ſaid Mr *Ballard* that the firſt ꝑcll of land that deſerts, ſhall be found waſt or eſcheate be granted unto the ſaid ꝑriſh for a gleebe unleſſe ſom ꝑſon can make appeare to have agrant of the ſaid Eſcheate as being heire or a purchaſer

Corbyn ꝑ Land — *Henry Corbyn* Eqr hath ordr granted . . . and forty acres of Land in *Lancaſter* County . . . to *Nathl Browne* and *George Vezey* and by them . . .

Mrs

Mrs *Williams* ordr about her hufbands debts

It is the Judgmt of the Court that if *Shadrach Williams* ꝑſonall eſtate was Sufft to pay his Debts that the ſaid Debts ſhall be paid out of his ſaid eſtate Sold at the outcry . . . land not lyable to an extent for paymt of his Debts . . . his ꝑſonall eſtate were Sufficient./

June the 21th 1670

[ꝑſent]

GOVERNOR *Edward Diggs* Coll *Swann Theo: Bland* Eſqrs

In the Difference betweene *Peter Butts* and the . . . of the eſtate of *Jno Knoxton* about a mare upon an appeale from *Warwick* Court *It is ordred* that the ſaid Court of *Warwick* . . . of the ꝑmiſſes and ordr every Creditor to be paid out of *Knoxtons* eſtate according to the merritts of their juſt debts and the mare in queſtion to remaine in *Butts* poſſeſſion

Mrs *Roberts* ordr for ꝑbate of her hufbands will

The laſt will and teſtament of Mr *Richard Roberts* decd was ꝓoved in Cort by the oath of Mr *John Major* and Mr *ffrancis Morgan* another of the witneſſes to the ſaid Will by reaſon of his lamenes is ordred (upon notice given him) to appeare before two of the magiſtrates of *Gloſter* County who are deſired to adminiſter him his oath for further proof of the ſaid will, And a Comcon of Admicon wth the ſaid will annexed is granted to *Mary Roberts* his relict ſhe giveing Caution according to Law, Mr *Saml Ouſteene John Leviſton* Mr *John Harwell* and Capt *Willm Jones* at ſome convenient tyme betweene this and the laſt of *July* next upon notice given them by the ſaid *Mary* are ordred to meet at the houſe of the ſaid *Roberts* and there Inventory and appraiſe all and Singuler the ꝑſonall eſtate of the ſaid *Roberts*, wch at next Court the ſaid *Mary* is to ꝑſent vpon her Corporall oath and Mr *Jno Lewis* is deſired to Adminſtr them their oaths

Wyatt ꝑ land

William Wyatt Junr hath ordr granted to pattent about five hundred acres of Land in *Kent* County lying behind the land of Mr *Barnabaſs* and the land of Major *Willm Wyatt* Senr formrly granted to *Peter ffoard* and by him Deſerted Ent rights according to Law

Medford for land

Mr *John Medford* hath ordr granted him to pattent two hundred acres of Land lying on the Eaſter ſide of *Totaskeyes* Creeke in *Rappa* County Formly granted to *Jno Suckett* and by him deſerted Entering rites according to Act

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22th of *June* 1670

[ꝑſent]

GOVER *Edward Diggs* Majr Genll *Bennett* Coll *Swann* Coll *Bacon Theo: Bland* Coll *Willis* Lt Coll *Parke*

. . . ordr granted him to pattent ſix hundred acres of land in *Charles City* County formly granted to *John* . . . Ent rights according to Act

Lawrence vs Bland

The difference betweene Mr *Richard Lawrence* pl and Coll *Theo Bland* deft is referrd to the third Day of the next Genll Court

Lawrence

Lawrence vs Applewhayte — The Difference betweene Mr *Richd Lawrence* pl and Mr *Hen: Applewhayte* deft is at the requeft of the Attor of the faid *Applewhayte* reffered to the third day of the next Genll Court where the faid *Applewhayte* is ordered ꝑſonally to appeare

Manning vs Richardſon — Judgmt is granted Mr *James Minge* Attorny of *Phillip Manning* of *London* marcht agt Mrs *Sarah Richardſon* widd formrly wife to Mr *Willm Edwards* decd for paymt of ſixty foure pounds fifteene ſhillings *ſterl* wth coſts being due for two butts of wyne ſent for to the ſaid *manning* in her widdowhood and before her marryage wth Mr *Willm Richardſon* her late huſband

Cooper vs Morryſon — *It is ordred* in the difference between *John Cooper* ſonne of *John Cooper* decd pl and Mr *Charles Morryſon* who marryed the Exex of Coll . . . Decd about . . . of land in *Elizabeth Citty* County that it be refferred to the Court of *Elizabeth Citty* County where they are to Enquire whether the ſaid land now . . . be the land menc̃oned in an ordr of this Court Dated the 20th of *September* 1661 and whether the ſaid ordr was ꝑformed by the Jury And if it appeare to be the ſaid land then the Said *Morryſon* quietly and peaceably to keepe the poſſeſſion of the ſaid land and *Cooper* ordred to pay the coſts.

Sorrell vs Waters — *It is ordred* in the difference between Mr *John waters* Execr of *Wm Hockaday* Junr Decd and Mr *Robt Sorrell* on the behalf of himſelfe and children about certayne Legacyes given unto them by the Will of ye ſaid *Hockaday* that the ordr of *Kent* Court for payment of the ſaid Legacyes be confirmed And the Said *Waters* ordred to pay damages and coſts as in caſe of appeals *als* exec *Waters* appealeing and noe . . . for the ſaid appeareing.

22th of *June* 1670 afternoone

[ꝑſent]

GOVERNR *Edward Diggs* Majr Genll *Bennett Theo: Bland* Coll *Bacon* Coll *Willis* Lt. Coll *parke* Eſqrs

Gunnell vs Vanley — The difference between Mr *Edward Gunnell* and Mr *James Vanley* about a ſloope is Diſmiſt.

Bird nonſuites *Gardner* — Mr *Bird* attor agt *Quyncy* and *Sadler* non ſuites Mr *Martyn Gardner* not appeareing to pleinte

Buſhrod vs Ouſteen — *It is ordred* by conſent in the Difference between Mr *Thomas Buſhrood* Attor of Mr *Lory* of *Edenburgh* and Mr *Saml Ouſteene* that noe exec iſſue out agt the ſaid *Ouſteene* upon a Judgmt obtayned laſt Court agt the ſaid *Ouſteene* for one hundred ninety ſeven pounds Seventeen ſhillings *Sterl* (and the execuc̃on now out to be of no force) and that the ſaid *Ouſteene* forthwith give bond with Suffict Security for payment of the ſaid Sume by the laſt of *March* next *als* exec.

Buſhrod vs Dixon — The Difference betweene Mr *Tho: Buſhrod* and Mr *Rich Dixon* is refferred till next Court the Second Day.

Rich Drury Willm Breeſe & Jno Rogers Sworne and gave their evidence *viva voce* agt *Alexander Phillis* priſſonr at the barr

Ballard Sworne — *Tho. Ballard* Eſqr was this day Sworne one of the Councel of State for this Collony.

Phillis

Phillis burnt in the hand

Alexander Phillis being Indicted and arraigned . . . and takeing away feverall goods out of the . . . as by the grand Jury brought in *Billa vera* and by the verdict of the pettit Jury brought in Guilty of ffelony upon wch . . . of his Clergy granted him And the ſaid *Alexander Phillis* . . . Judgmt was paſt by the Honble Governor . . . well burnt in the hand, wch was accordingly done.

Page ordr for reſtitucon of his goods

It is ordr that Mr *Jno page* have delivered to him what goods *Alex Phillis* ſtole from him out of his ſtore.

It is ordred upon the petition of Mr *Abraham* . . . and Mr *John Burnham* that Mr *John Catlett* Mr *Robert Beverly* and Mr *Geo: Morris* (who are to have tymely notice) or any two of them upon the fourth Day of *September* next meet at the houſe of *Henry Corbyn* in order to the ſurveigh of the Severall Tracts of Land menconed in the ſaid peticon and that they accordingly Survey and lay out the ſaid feverall tracts according to the Severall courſes and bounds of their feverall grants as by the ſaid peticon is expreſſed and deſired. And that an able Jury of the neighbourhd be Impannelled by Mr *Robert Chewning* Mr *Richd Parrott* a prty concerned being high Sherr to aſſiſt the ſaid Surveyors and to ſee that the chain is fairely and juſtly carryed, and Major Genll *Smith* and any one or two ꝑſons whome Mr *Parrott* ſhall appoint are deſired to be ꝑſent for the more ordrly ꝓceedings therein *And it is alſoe ordred* that Mr *Parrott* have tymely notice of this order and as ſoone as conveniently may be after adjournmt of this Court that if he have . . . this ſame ſhould not be executed his Honor may grant . . . the next Genll Court and the Jury and Surveyors . . . ſaid peticons & this ordr to be retorned to the Gover and Court the third day of the next Genll Court, this ꝓceeding tending to the more ſpeedy and juſt determinacon of the difference depending betweene the ſaid Mr *Burnham* and other ꝑſons concerned

The Court adjourne till . . . *October* next where all differences . . .

ATT A Gen^{ll} Court held at *James Citty* the tenth day of *October* 1670

p^{r}ſent

SR *WILL^{M} BERKLEY* Kn^{t} Governo^{r} S^{r} *Hen: Chicheley Tho: Ludwell* Se^{c}r *Edward Diggs* Majo^{r} Ge^{n}^{ll} *Smith* Coll *Tho: Swann Theo: Bland Tho: Ballard* Eſq^{rs}

Waſhington p^{r} Land

Majo^{r} *John Waſhington* hath order granted him to pattent foure hundred & fifty acres of Land at the head of *Nominy* River in *Weſtm^{r}land* County form^{r}ly granted to M^{r} *Leſtrange Mordant* and by him deſerted entring rights according to Law.

The tenth of *October* afternoone

[p^{r}ſent]

SR *W^{M} BERKELEY* Kn^{t} Gover S^{r} *Hen: Chicheley Tho: Ludwell* Secr *Edwd Diggs* Majo^{r} Gen^{ll} *Smith* Coll. *Swann Theo. Bland* L^{t}. Coll *Parke Tho Ballard* Eſq^{rs}

James p^{r} Land

M^{r} *Richard James* hath ord^{r} granted to pattent one thouſand acres of Land in *Northumb^{r}land* County but now in *Stafford* adjoyning to the *Doegs* Illand but p^{r}ſ^{te}d by a Small Creeke form^{r}ly granted to *John Jenkins* by patt dated the 14th of *May* 1653 and by him deſerted Entring rights according to Law. the ſ^{d} M^{r} *Rich James* doth in open Court acknowledge that *Richard Awborne* clerke of this Court hath an equall ſhare intereſt and p^{r}iority to the ſaid land.

Woodward p^{r} Land

M^{r} *Will^{m} Woodward* hath ord^{r} granted him to pattent twelve hundred and Eighty acres of Land in *Henrico* County form^{r}ly granted to Cõll *Thomas Stegg* and by him deſerted Entring rights according to act.

Baxter and *Harris* p^{r} Land

Thomas Baxter and *Will^{m} Harris* hath order granted to pattent three thouſand acres of land in *Stafford* County deſerted by Cõll *Miles Cary* Entring rights according to act

Randolph p^{r} Land

M^{r} *Henry Randolph* hath order granted him to pattent Eleven hundred acres of land on . . . Creek in the freſhes of *Rappã* deſerted by Majo^{r} *Jn^{o} Weire* and M^{r} *Robert Payne* Entring rights according to Law

Harris rights . . . .

Cert according to Act is granted to *Will^{m} Harris* for Importation of twelve p^{r}ſons into this Collony *Vidz Tho: Ewing Jn^{o} Brent Edward Wood James Burton W^{m} Williams Peter Elmine ffra Loveden Dennis Markama Hen Stoner Robert Merritt W^{m} Rathell Jn^{o} Birch vt alys.*

Manfells ord^{r}

M^{r} *Thomas Ballard* on the behalfe of M^{r} *David Manfell* mooved this board that the word *Thomas* in a form^{r} ord^{r} of this Court might be made *John* about land deſerted by *Jn^{o} Suggett, and it is ord^{r}ed* that *Manfells* . . . to M^{r} *Ballard* be recorded

Corniſh exemption from Levyes

The Court haveing Seriouſly conſid^{r}ed the poverty and age of *Margarett Corniſh* a negro woman *doe ord^{r}* that ſhe be exempted from paying Levyes/

11th of *October* 1670 forenoone

[ꝑſent]

SR *WM BERKELEY* knt Gover & Sr *Hen: Chichley Tho. Ludwell* Sec. *Edwd Diggs* Major Genll *Smith* Coll *Bacon Theo. Bland* Lt Coll *Parke Tho. Ballard* Eſqre

Godwyn vs Dodman

Whereas Coll *Jno Dodman* obtayned Judgmt upon an atachmt at *Stafford* Court held the 29th of *January* 1667 for one thouſand pounds of tobõ & Caske agt the eſtate of Mr *Morgan Godwyn* accrewing about a horſe lent by the ſaid *Dodman* to the ſaid *Godwyn.* It being the Judgmt of this Cort that the Judgmt was illegally obtayned the fd *Godwyn* not haveing lawfull notice thereof, and it appeareing that the ſaid *Godwyn* had uſed means for the finding of the fd horſe though ineffectuall, *It is after much debate and ſerious conſideration ord'ed* that the fd *Dodman* deliver unto the ſaid Mr *Godwyn* all the goods and bookes menc̃oned in an Inventory ꝑſented and Sworne to in Court by the ſaid Mr. *Godwyn*, *and it is further ord'ed* that what goods or bookes the ſaid *Dodman* hath of what was feized by vertue of the aforeſd Judgmt be delivered in kinde ꝓvided they are as good as they were then, and *Dodman* to pay coſts *als* exec

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11th afternoone

[ꝑſent]

GOVERNOR Sr *Hen: Chichley Edwd Diggs* Major Gen *Smith* Coll *Swann* Coll *Bacon Theo: Bland* Lt Coll *Parke Tho: Ballard* Eſqre

Greene cert . . . .

Certificate according to Act is granted to Mr *willm Greene* for fifteene hundred and fifty acres of land for the Importation of one and thirty ꝑſons into this Colony *vidz Rodger Marſhall Tho: Harris Jno Thomas Tho. Windar Jno Rowle Jno Hunt Jno Wilkinſon Adry Perry Mary King Jno Butler Tho. Olevant Rich Elletts Wm Wilſon Xpian Mitchell David Jones Xpoſor Lowne ffra Bell Ann Tetin Ann Tallar Wm Wood Geo. Gore Robt Stocker Jno Watts Rich Thompſon Wm Bankes Tho Watts* wch fd Cert is in Court by the fd *Greene* aſſigned to *Willm Harris*

Allertons ord' ꝓ banishmt

Ord'ed that *William Nelson ãls Peter Atherton* for lying blasphemy forgery and mutiny Stand in the Court doore in *James Citty* two howers in the forenoon and two howers in the afternoone for two dayes together wth this order written in Capitall Letters, and that he be baniſhed out of this Collony, and to remain in the Sherrs cuſtody till oppr̃tunity ꝑſents for his ſaid baniſhmt and that he be diſrobed of his Canonicall garments

Godwyn vs Dodman

The difference betweene Mr *Morgan Godwyn* Cl and Coll *Jno Dodman* is diſmiſt and *Dodman* ordered to pay coſts, the fd *Dodman* in open Cort that he was ſorry for the words he Spake agt the fd *Godwyn*

Godwyn vs Maſſey

The difference betweene Mr *Morgan Godwyn* Cl and Mr *Maſſey* is diſmiſt and each ꝑty to beare their owne charges

12th of *October* 1670

[ꝑſent]

GOVERNOR Sr *Henry Chichley Tho Ludwell* Secr *Edwd Diggs* Major Genll *Smith Theo: Bland* Coll *Swann* Lt Coll *Parke* Coll *Bacon* Coll *Jennings Tho Ballard*

Kendall ꝑ land

Mr *John Kendall* hath ordr granted him to pattent five hundred acres of land deſerted by *Charles Ratcliffe* Eñt rights according to Act

Kendall ꝑ land

Mr *John Kendall* hath ordr granted him to patt two hundred acres of land in *Northampton* County formrly granted to *Nich Lagler* and by him deſerted Ent rights according to Law

Mrs *Lunsford* ordr ꝑ land

Whereas Sr *Thomas Lunsford* Knt Barront decd was by pattent poſſeſt of a Tract of land conteyneing about three or foure thouſand acres of Land lying in the freſhes of *Rappā* River comonly called *Potobacco and whereas* at this Court Mrs *Katherine Lunsford* one of the Daughters of the ſaid Sr *Thomas* petitioning this Cort that she might be ꝑmitted to Seat ſuch ꝑt of the ſaid land in her owne right as this Court ſhould thinke fit to allow *The Court doth thereupon ordr* that ſhe doe feat and poſſeſſe herſelfe of ſome ꝑt of the ſaid land that may not ꝓjudice the Indians now liveing vpon ꝑt of the ſaid land. *And whereas* there are three daughtrs in *England* by a formr venture who hath not made any claime to the ſaid land *It is ordred* that if they doe not make their clayme to the ſd land according to Act, that then the ſaid *Katherine* to have hold poſſeſſe and Enjoy the ſame to her and her heires for ever and the petition of the ſaid *Katherine* ordred to be recorded

Bowler ſumons *Wildey*

Ordred that the High Sherr of *Northumbrland* County or his Deputy forthwth vpon Sight hereof Sumon the ꝑſonall appearance of Mr *Wm Wildy* before the Govr and Counſell this ꝑſent Genll Court then and there to teſtifye his knowledge in a cauſe depending betweene Mr *Tho Bowler* plt and Mr *Jno Leare* deft and hereof you are not to faile

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12th *Octobr* 1670 afternoone

[ꝑſent]

GOVER Sr *Hen: Chichley Tho: Ludwell* Secr *Edwd Diggs* Major Genll *Smith* Coll *Bacon* Coll *Willis* Lt Coll *Parke Thos. Bland* Coll *Jennings Tho. Ballard* Eſqrs

Holder ꝑ land

Richard Holder hath ordr granted him to Survey layout & pattent what waſt land lyes betweene his orchard and the marſhe in *James Citty* not ꝓjudicing any grant and Entring rights for the ſame and paying the rent accuſtomed

It is ordred upon the the petition of Mr *Willm Cooke* Clerke that he be allowed ſix tithables and himſelfe out of the County Levy according to Act.

Jordan attor Genll

Lt Coll *George Jordan* is appointed to be the kings Attor Genll for this Collony

Thomas vs Godwyn

Mr *John Thomas* is ordred to be paid by Mr *Morgan Godwyn* one hundred and Sixty pounds of Tobo and Caske being Suppeaned as an Evidence agt *Dodman*

Applewayte

Applewayte vs Lawrence

Mr *Henry Appelwayte* nonſuites Mr *Richard Lawrence* noe cauſe of accon appeareing is ordered to pay damages and coſts according to Act *als* exec

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13 of *October* 1670

[p]ſent]

GOVERNOR Sr *Hen: Chichley Edward Diggs* Major Genll *Bennett* Major Genll *Smith* Coll *Baker* Coll *Swann* Coll *Willis Theo: Bland* Lt Coll *Beale* Lt Coll *Parke* Coll *Jennings Tho: Ballard* Eſqrs

Scarburghs ordr p̄ conſell

Vpon the motion of Coll *Edmond Scarburgh* that he may be admitted to have counſell, Mr *Wm Cole* is accordingly aſſigned him

Capt *Carr* odr *vs Hardwich* eſtate

Capt *Jno Carr* Governor of *Delaware* Informing this Cort that he hath taken vp in his Governmt one *Jno Harwich* who was drowned and the ſaid Capt *Carr* further Informing this Court that he hath been at ſome charge about the Corronrs Inqueſt and funrall charges, *and whereas* there was a bill found among the ſd *Hardwichs* paper a bill of . . . for foure thouſand pounds of Tobo and Caske, *It is ordred* that when the ſaid Capt *Carr* ſhall exhibite his acct that he be allowed his ſd reaſonable charges out of the ſaid bill or any other eſtate of the ſaid *Hardwich* in the firſt place

Ludwell Eſq *vs Scarburgh*

In the difference betweene *Tho: Ludwell* Esqr Attor of Mr *ffarvax:* and Coll *Edmond Scarburgh It is ordred* that ſaid *Scarburgh* bring in his anſwere in Chancery tomorrow in the afternoone

Jones vs Lee refd

The difference betweene Mr *Robert Jones* and Mr *ffrancis Lee* is by conſent referred to the third day of the next Court

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13th 8br afternoone

[p]ſent]

GOVER *Tho. Ludwell* Secr *Edwd Diggs* Major Genll *Bennett* Major Genll *Smith Theo: Bland* Coll *Baker* Lt Coll *Beale* Lt Coll *Parke* Eſqrs

Roberts Inventory

The Inventory of the eſtate of Mr *Richard Roberts* decd was p̄ſented to the Court vpon the Corporall oath of Mrs *Roberts* his relict & executrix wch Inventory is ordered to be recorded

Dickeſon whipt

Ordred yt *Jno Dickeſon* have thirty nyne laſhes on his bare back well laid on he haveing picked sevrall mens pocketts

Parrotts ordr

Whereas Mr *Richard Parrott* as guardian to the orpts of *Danl Welch* hath comenced a ſuite agt Mr *Jno Burnham* about land *It is the Judmt of the Court and accordingly ordered* that in caſe *Parrott* be caſt in the Suite that he pay the Damages himſelfe that ſhall ariſe and not to charge it to the orpts acct

Burnham vs Parott

It is ordered in the difference betweene Mr *John Burnham* plt & *Richard Parrott* on the behalfe of the orphants of *Danl Welch* Defendt that Mr *Robert Beverly* and Mr *Jno Lewis* wth Coll *Jno Catlett* to be vmpires being p̄ſons indifferently nominated by the ſaid plt and Defendt haveing tymely notice meet at the houſe of *Henry Corbyn* Eſqr vpon the two & Twentieth of *November* next in order to the Surveying and laying out of the Severall tracts of Land now in diſpute according to the Severall courſes and bounds of their Severall grants, And that an able Jury of the neighborhood be Impannelled by Mr *Robert Chowning* the ſaid Mr *Parrot* being high

high Sherr for the ſaid County to aſſiſt the ſaid Surveyrs and ſee that the chaine is fairely and juſtly carryed, and Mr *Mathew Kemp* is deſired to be then and there ꝑſent to Sweare the Surveyors Jury and chaine carriers and to accompany them in laying out the ſame *And it is further ordered* that the Jurors report together wth the ꝓceedings therein be retorned to the third day of the next Court, *And it is further ordered* vpon the petition of the ſaid Mr *Parrott* that the ſaid Lands be Surveyed according to the expreſſe bounds of the Severall Pattents

Kirke ꝑ Lands — *Randall Kirke* hath order granted him to pattent about Eighty acres of land in *Weſtmrland* County vpon the head of *Nominy*, and bounding vpon the land of Mrs *Ann Broadhurſt* formrly granted to *Wm Everett* & by him deſerted Entring rights according to Law

Searles et alii ꝑ Charges — *Ordered* that *Ann Searles Eliz Dunkin* and *Magdalen White* be paid by the County of *Weſtmrland* their charges according to Act being bound over to give Evidence agt *Ann Lambe* Criminall

ffiſhooke ꝑ Land — *Edward ffiſhooke* hath order granted him to pattent two hundred & forty acres of Land in *Westmland* County at the head of *Core-woman* Creeke Formrly granted to *Randall Kirke* & *Jno Smith* and by them deſerted Entring rights according to Law

Parrott ꝑ *Jeffryes* eſtate — Mr *Richard Parrott* confeſſeth in Court that he hath in his hands effects in his hands of Mr *Jeffryes* & Mr *Colclough* to the value of two hundred pounds *Sterl* or thereabouts

Cleaton vs Jeffryes eſtate exec ēx — *Whereas* by Judgmt of this Court dated the 29th of *Novem* 1663 was granted agt the eſtate of Mr *John Jeffryes* and Mr *Colcloth* for two hundred twenty one pounds foureteen ſhillings ten pence due to *Wm Roberts* now decd wch order was renewed to *William Cleaton* to whome the ſaid debt now belongeth the 23d of *Aprill* 1669 but the payment being long delayed and the ſaid *Jeffryes* and *Colcloughs* eſtate being now atached in the hands of Mr *Richard Parrott It is ordered* that the goods and other effects ſoe atached be ſeized in the hands of the ſaid *Richard Parrott* and that according to the ſaid *Parrott* his oath and the Invoyce of the ſaid goods they be delivered vnto the ſaid *Cleaton* or his order ſoe far as the goods ſhall amount towards paymt of the ſd Debt and Charges, and Mr *Robert Beverly* is hereby Impowred to ſee them delivered Mr *Parrott* being High Sherr of the County

Bullock vs Smith &c reffd — The difference betweene Mr *Bullock* & Coll *Jennings* and Majr *Jno Smith* Guardians to *Jno Mathews* orpt is referred to the third day of the next Court

Payton vs Nelines — The order and verdict of a Jury from *Northumberland* Court Dated the 20th of *July* 1670 In the difference betweene *Richard Nelines* and *Phillip Payton* is confirmed *Nelines* appealeing and noe cause appearing for the ſame is ordered to pay Damages and coſts as in caſe of appeales *als* exec

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Octobor ye 14th 1670

[ꝑſent]

GOVERNOR Sr *Hen: Chichley Tho: Ludwell* Secr *Edwd Diggs* Majr Genll *Smith* Coll *Swann Theo: Bland* Coll *Willis* Lt Coll *Beale Tho: Ballard* Lt Coll *Parke* Coll *Jennings* Eſqrs

Gilſon

Gilſon p̄ Land

Thomas Gilſon hath order granted to pattent one thouſand and fifty acres of Land in *Rappā*. County on the South Side of the river formᵗly granted to *Bethlehem Gilson* and by her deſerted Entring rights &c

Lord p̄ Land

Capᵗ *Jnº Lord* hath order granted to pattent a p̄cell of Land conteynening about Sixteene hundred acres of land formᵗly granted to *Toby Smith* and by him deſerted lying in *Rappā* freſhes Entering rights according to Law.

Richardſon vs Lydall

Whereas Willᵐ Richardſon in his life tyme delivered vnto Capᵗ *George Lyddall* alist of bills as vnder his hand appeares amounting to twelve thouſand pounds of Tobo and Caske wᶜʰ he was to retorne or be accomptable for and it appeareing that there was a bill of three thouſand pounds Tobº in the ſaid Liſt due from Mʳ *Arnold* wᶜʰ belonged to the orpᵗˢ of *Wᵐ Edwards* deĉd. *It is therefore ordered* that the Said *Lyddall* redeliver the Said bill to the Said *Edwards* orpᵗˢ and as to the remaindʳ of the Said bills an execution being laid in the Said *Lyddalls* hands for three thousand foure hundred forty Nyne pounds of Tobº and Caske due to Mʳ *Drumond* aſſignee of Mʳ *Barber* and *Ouſteene* It is the Judgmᵗ of this Court *and accordinly further ordered* that the execution be paid in the firſt place and the ſᵈ *Lyddall* to be accomptable to the admx of the ſaid *Richardſon* for the remainder according to receipt for the ſaid bills ſhe allowing Salary for what is received

Catlett p̄ Land

Coˡˡ *Jnº Catlett* hath order granted him to pattent five hundred acres of land lying vpon *Omen* Creeke on the North ſide of *Rappā* river formᵗly granted to ſᵈ *Cattlett* and by him aſſigned to *Hen: Corbyn* Eſqʳ and by him deſerted Entering rights according to Law

Dale p̄ Land

Mʳ *Edward Dale* hath order granted him to pattent five hundred acres of Land lying in *Corotoman* river in *Lancaſter* County formᵗly granted to *Jnº Edwards* and by him deſerted Ent rights according Law.

Jennings vs Lynny

Ordered that *Richard Lynny* vpon oath deliver vnto Coˡˡ *Peter Jennings* what glaſiers tools he had hath belonging to *Abell Spencer* and pay coſts *als* exec

Lambe cleared by p̄clamation

Eliz Lambe being indicted and arraigned for murthering her childe was by the Grand Jury found guilty but by the petty Jury not guilty vpon wᶜʰ ſhe was cleared by p̄clamation

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14ᵗʰ *8ᵇʳ* afternoone

[p̄ſent]

GOVERNOᴿ Sʳ *Hen: Chicheley Tho: Ludwell* Secr *Edwd Diggs* Majoʳ Genˡˡ *Smith* Coˡˡ *Willis* Coˡˡ *Swann Theo: Bland* Lᵗ Coˡˡ *Parke* Lᵗ Coˡˡ *Beale* Eſqʳˢ

Interpʳtʳs Sworne

Henry Newcombe Wᵐ Woodward Jnº Devorax and *Jnº King* Sworne in Coʳᵗ Interpreters betweene the Indians and Coˡˡ *Scarburgh*

Gent appointed to take examinaĉons.

Tho: Ludwell Majoʳ Genˡˡ *Smith* Coˡˡ *Swann* & *Theo: Bland* are appointed & deſired to take the examinations as they ſhall be delivered by the Interpʳtʳᵉ

Pipſcoe vs Carter

It is ordered that *Thomas Carter* deliver vnto Capᵗ *Pipſcoe* an Indian his horſe bridle and Saddle and retorne him Thirty good deere Skynns & pay coſts *als* exec

15ᵗʰ

15th *October* 1670

[ꝑſent]

GOVERNOR Sr *Hen: Chichley Edwd Diggs* Major Genll *Smith Theo: Bland* Coll *Bacon* Lt Coll *Parke* Lt Coll *Beale Tho: Ballard*

Townſhend vs. Alexander — *It is ordered* that the cauſe depending betweene Capt *Jno Alexander* & Mr *Robert Townſhend* be Ejected and by reaſon the Said *Alexander* was the cauſe of the Suite he pay coſts *als* exec

Pate & Wormely Sec for *Reeve* — Mr *Jno Pate* and Capt *Chriſtopher Wormely* Enters themſelves Jointly and ſeverally Security for Mr *ffrancis Reeve* brother & heire of Mr *Thomas Reeve* decd from the clayme of any ꝑſon that ſhall or may clayme any debt or other eſtate by from and vndr the ſd *Tho: Reeve*

Buſhrod vs Dixon — The difference depending betweene Mr *Tho: Buſhrod*, and Mr *Richard Dixon* about land at *blunt point* is referred to an able Jury pt to be of the Comicon of the County where the land lyes and of the neighbourhood to be impannelled by the Sherr of the ſaid County to appeare vpon the tenth day of *January* next where they are ſtrictly to Enquire what land it was that the Said *Buſhrod* ſold vnto the ſaid *Dixon* where all evidences grants and pattents are to be ꝑſented to the Jurors wch verdict is to be retorned to the third day of the next Genll Court and Mr *Milner* is alſoe ordred to attend and affiſt the ſaid Jury being a Surveyor.

17th of *October* 1670

[ꝑſent]

SR *Wm BERKELEY* Knt Gover Sr *Hen: Chichley Tho. Ludwell* Secr *Edward Diggs* Major Genll *Smith Theo: Bland* Coll *willis* Lt Coll *Parke* Eſqrs

Wakelyn vs. Randall — Mr *Mathew Wakelyn* Attor of Mr *Andrew Chalwell* nonſuites *Tho: Randall* noe decl being filed according to Law

Vaſſall vs. Pate — *It is ordered* that the atachmt Served in the hands of Mr *Jno Pate* attorny of Mr *Henry Vaſſall* for two hundred and odd pounds *Sterl* be ſtill continued in the ſd Mr *Pates* hands at the Suite of Mr *Jno Vaſſall* & Mr *Saffin* till the third day of the next Genll Court In wch tyme the ſaid Mr *Pate* may have ordr out of *England* from his Imployer

Vaſſall vs. Saffin — An Atachmt is granted Mr *Jno Vaſſall* Agt . . . *Jno Saffin* for ſoe much as is due to him the ſd *Vaſſall* as by an Award vndr the hands of Severall genᵗ may appeare ret according to Act.

Sheppard vs. Potter — The Difference between Mr. *Sheppard* and Mr *Potter* is at the requeſt of Said Mr *Pottrs* Attor referred to the fourth Day of the next Cort

Potter vs. Goodrich — *ordered* that the writt abate Lt Coll *Potter* agt Coll *Goodrich* the ſaid *Goodrich* being arreſted in his own Capacity and declared againſt as a member of a *Rappa* County Court.

Hunt cert ꝑ Rights — Certificate according to Act is granted to Mr *Willm Hunt* for Eleven hundred and fifty acres of Land for importation of *Tho Buſſey, Robt ffliint Ellenor Pownds wm Thraſſett Marmaduke Waddome Jno Elce Samll pelly Mary Right Sara Thompſon Joſeph Hall Rich Collins Iſaak Hill Wm Smith Mary Heath Wm Alford Charles Coop Mary wacum Wm Arme Henr Plowman Wm Hunt Anth: ffiſher*

Daynes

Daynes vs Holmewood — The difference betweene *willm Daynes* attor of *Rich Ruffell* Grandfather and guardian to *Benedict Stafford* plt and Mr. *Jno Holmwood* defent is referred to the fourth day of the next Genll Court.

ffoxcroft vs Lee — *It is after long debate ord'ed* in the difference between Mr. *Richard Lee* and Mr *Iſaak ffoxcroft* vpon an appeale from an order of *Gloſter* Court Dated the 16th of *september* 1670 that the a foefd odr be reverſed and *Lee* ordered to pay coſts *als* exec

Chetwood p̄ Land — Mr *Tho: Chetwood* hath order granted him to pattent five hundred and Sixty acres of Land in *Lancaſter* County vpon the branches of *Moratico* formrly granted to *Jno Newman* and by him deſerted Entring rights according to Act.

17th 8br afternoone

[p̄ſent]

GOVERNOR Sr *Hen: Chichley Tho. Ludwell* Secr *Edwd Diggs* Major Genll *Smith* Coll *Swann* Coll. *Bacon* Coll *Willis* Coll *Beale* Lt Coll *Parke* Coll *Jennings Tho Ballard* Eſqrs

Deaton vs Reeve — The order that Mr *Thomas Deaton* obteyned agt Mr *ffra: Reeve* at a Court held for *Gloſter* County the 16th of *July* 1670 for three thouſand five hundred & two pounds of Tobo and Caske and eighteene ſhillings *Ster* is by this Court confirmed wth this order that the ſaid *Reeves* may pay his ordinary acct in ready money at tenn ſhill p̄ Cent Except the ſaid two hhds charged in the ſaid *Deatons* acct and the ballance of the Tobo in Specie and Each p̄ty to beare his owne charge.

Goldman p̄ Land — *Thomas Goldman* hath ordr granted to pattent Six hundred acres of land on the South ſide of *Rappā* River in the freſhes thereof joyneing to the land of *Xpofer Blackboorne* & *Wm Gray* formrly granted to *James Coghill* and by him deſerted Entring rights according to law

Halſehide vs Todd — The order that *Willm Halſehide* obteyned agt Capt *Thomas Todd* at a Court held for *Gloſter* County the 16th of *May* 1670 about dead freight is reverſed It appeareing to this Court after much debate that the Said *Todd* was not anywayes obliged for the Same And *whereas* the Said *Halſehide* claymeth certaine debt due to him from the Said *Todd It is therefore ordered* that the Said *Halſehide* at next *Gloſter* Court make appeare his debt and in caſe *Tod* nor any by him qualified doe there alſoe appeare to diſcount the Same Judgmt to be granted to ſaid *Halſehide* for ſoe much as ſhall be made appeare due agt the Said *Todd* and each p̄ty to beare his owne charge

Strange p̄ Land — *Benjamin Strange* informes this Court that there is a Surplus of Land wthin the bounds of a pattent of *Thom̃ Williams* for foure hundred and forty acres in *Yorke* County *It is therefore ord'ed* that if any Surplus be found wthin the Said bounds the Said *Strange* to have . . . Ent rights accordint to Act.

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18 of *October* 1670

p̄ſent]

GOVERNOR Sr *Hen: Chichley Tho Ludwell Edwd Diggs* Major Genll *Smith* Coll *Swann* Coll *Bacon* Coll *willis Theo: Bland* Lt Coll *Beale Tho. Ballard* Lt Coll *Parke* Eſqrs

Coles

Coles p̄ land — *Edward Coles* hath order granted to pattent about 150 acres of land, lying betwixt the land of Capt *Tho. Brereton Jn° Mosby Wm Tignall* and *Richard Smith* in *Northumbrland* County formrly granted to *Willm Thomas* and by him Deferted Entring Rights according to Law

Dally non *Hampton* — *Willm Dally* nonfuits Mr *Hampton* noe declaracon being filed according to law

Wetherfby non *Joames* — *Bartholomew Wetherfby* nonfuites *Morgan Joames* noe decl being filed according to Law

Woolward vs Bacon — In the difference of land betweene Capt *Willm Woolward* who claymes as heire to *Juſtinian Cooper* decd plt and Coll *Nath Bacon* Eſqr deft the ſaid p̄tyes in open Court referr the examination and determination of the ſaid whole difference by way of friendly Compoſure to the Honble *Edward Diggs* & *Theo: Bland* Eſqrs and in caſe of their diſagreemt therein then to the vmpirage and finall determination of the Rt Honble Sr *Wm Berkley* Knt. And the ſaid Capt *Woolward* and Coll *Bacon* doe alſoe in Court confeſſe Judgmt Either to other in five hundred pownds *Sterl* money, to Stand to abide and p̄forme the ordr and determination of the ſaid *Edward Diggs* and *Theo Bland* and in caſe of their diſagreemt then to p̄forme and abide the vmpirage and determination by way of friendly compoſure of the ſaid *Willm Berkeley* as aforeſaid wch ſaid determination or vmpirage to be delivered by the ſd Arbitrators or in caſe of their diſagreemt then the ſaid vmpirage to be delivered by the one and twentieth of this Inſtant *Octobr* This ordr being Expired is by conſent of the Plt and Defendt in open Crt continued for determination till the 22th of *Novem* next and to be determined by the aforeſd arbitrators or vmpired by the 24th of the ſame month

Buſhrod p̄ Indian — *It is ordered* that *Gowin* an Indian Servt to Mr *Tho. Buſhrod* Serve his ſaid maſter ſix years longer and then to be free

Codd vs ffox — The difference depending betweene Mr *St Leger Codd* and the heirs of Mr *David ffox* decd on behalfe of himſelfe . . . and Mr *Richard ffox* execr of the ſaid *David ffox* decd is referred to the third day of the next Court and in the meane tyme *Henry Corbyn* Eſqr and Majr *Ball* is deſired to ſtate the Tobo accts betweene them and make their report to the ſaid third day the ſd p̄tyes in court deſired if poſſible that the ſaid gen̄t will compoſe the difference betweene them

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18th of *Octobr* afternoone

[p̄ſent]

GOVERNOR Sr *Hen: Chichley Tho Ludwell* Secr *Edwd Diggs* Majr Genll *Smith* Coll *Swann* Coll *Bacon Theo Bland* Lt Coll *Parke* Capt *Jennings Tho Ballard* Eſqrs

ffliint vs Caryes orpte — *Ordered* that the Eſcheat granted to Coll *Miles Cary* for a p̄cell of Land in *Warwick* County be void and the heires of Mrs *Mary ffliint* decd have a grant thereof It appearing to the Court that they have the Juſteſt right therevnto

Hall p̄ Land — Mr *Thomas Hall* hath order granted to pattent Six hundred acres of land on the North ſide of *Matopony* River in *New Kent* County formrly granted to *Cornel Reynolds* and by him deferted Ent rights according to Law.

Place

Place vs Stith about land

In the difference betweene Mr *Rowland Place* Plt and *Jno Stith* Defendt about land *It is ordered* that Coll *Tho: Liggon* Major *Willm Harris* & Mr *James Minge* Survey and lay out the Lands in diſpute according to their Severall ancient grants, *And it is further ordered* that a Jury of the neighbourhood be Impannelled to attend the Surveyors *and whereas* it was alleadged to the Court that moſt of the neighbourhood to the ſaid land are tenants to the ſaid Mr *Place It is ordered* that none of the Tenants be of the Jury but yet may be evidences wch ſaid Surveyors and Jury are to meet vpon the ſaid land betweene the firſt and twentieth of *Decem* next to Survey and lay out the land as aforesd and make report thereof to the 3d day of the next Genll Court.

Place vs Stith

The difference betweene Mr *Rowland Place* and *Jno Stith* vpon an appeale from *Charles Citty* County Court and verdict of a Jury Mr *Place* appealeing and noe cauſe appeareing for the Same *It is therefore ord'ed* that the Suite be diſmiſt and Mr *Place* ord'd to pay Damages and Coſts according to Act as in caſe of appeale *als* exec

Nevett vs Deacon

In the difference betweene Mr *Nevett* & Mr *Deacon* *It is ord'ed* that the ſaid *Deacon* pay vnto the ſaid *Nevett* Sixty Pounds *Sterl* by good ſufft bills of Exchange payable in *London* by the bills of Coll *Warner* Coll *Willis* or Capt *Ludwell* or one of them to be the ſd *Deacons* Security for paymt of the ſame, And the ſaid *Nevett* to continue vpon the ſaid plantation till the firſt of *January* and in the meane tyme not comitt waſt and then the Sherr is hereby Impowered to put the ſaid *Deacon* into poſſeſſion if occation requires

Ordr about *Carye*s orpt

Whereas Mr *Willm Bracy* truſtee of the eſtates of *Willm* & *Miles Cary* two of the orpts of Coll *Miles Cary* Decd Informeing this Cort that he intends for *England* and by his petition moveing that the Cor would be pleaſed to appoint ſome other ꝑſons to take . . . of the ſaid children together wth their eſtates Capt *Willm Baſſet* accepts the Guardianſhip of *Willm Cary* one of the ſaid orphts ꝓvided his eſtate may be appraiſed that when the orpt comes to age he may know what he is to pay wch is granted and Mr *Tho. Cary* brother to the ſaid *Miles Cary* orpt of him, the ſaid Capt *Baſſet* and Mr *Thomas Cary* giveing Security for the Same to the Court where the ſaid eſtates lyes

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21th of *October* 1670

[ꝓſent]

GOVERNOR *Tho Ludwell* Secr *Edward Diggs* Major Genll *Smith* Coll *Swann* Coll *Bacon* *Theo: Bland* Lt Coll *Beale* Lt Coll *Parke* Coll *Jennings* Eſqrs

Barloe ꝓ Admñ

Comiſon of Admiſon is granted to *Tho: Barloe* as Guardian and on the behalfe of *Charles Banniſter* orpt halfe brother to *Jno Stiles* on the eſtate of the ſaid *Jno Stiles* decd *Jno Goodrich* at laſt Court ꝓtending in right of his wife admñ thereof and had liberty at this Court to prove his right therevnto and the ſd *Goodrich* now not appeareing the Admiſon of the ſaid *Stiles* eſtate is granted to the ſaid *Barloe* in the right aforeſaid

[ꝓſent]

[ꝑſent]

EDWARD DIGGS Eſqr ꝑſident *Tho: Ludwell* Secr Major Genll *Smith* Coll *Swann* Coll *Bacon Theo: Bland* Lt Coll *Beale* Lt Coll *Parke* Coll *Jennings* Eſqrs

Mr *Stephens* will or Codicell adjudged void

A ꝑtended will or Codicell of Mr *Samll Stephens* was ꝑſented to the Court and it was by the vnanimous vote of the Court adjudged to be voyd

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[ꝑſent]

GOVERNOR *Edward Diggs* Majr Genll *Smith* Coll *Bacon* Coll *Swann Theo: Bland* Lt Coll *Beale* Lt Coll *Parke* Coll *Jennings Tho. Ballard* Eſqrs

Wadding vs Needles

The difference betweene *Richard Wadding* and *Wm Needles* about a will of *George Wadding* decd is ſuſpended till next Court, and the ſaid *Richard Wadding* to be poſſeſt wth the land and ſtock of the ſaid *George* but before he be poſſeſt thereof he Inventory the ſame and give ſufficient caution to be anſwereable for the ſame to whom it ſhall or may belong

ffoxhall vs Lord

The difference betweene Mr *Jno ffoxhall* and Capt *John Lord* and as he the ſaid *Lord* was attorny to *Jno Patton* is by conſent of the ſaid ꝑtyes referred to foure Gent of *Rappa* County *Vidz* Coll *Jno* Catlett Capt *Tho. Hawkins* Majr *Jno Weire* & Mr *Jno Mott* and the ſaid foure Gentlemen to make choiſe of another doe vpon the 22th day of *November* next haveing notice given them meet at the houſe of *James Yates* and there inquire and examine into all differences of accts awards arbitrations ordrs and all other differences whatſoever betweene them and make their report to the third day of the next Genll Court.

Rookins vs Newell

Whereas it appears by a reaſonable acct exhibited by Mr *Willm Rookins* one of the execrs of Mr *Jno Newell* decd that there is due to him from the ſaid eſtate for funrall charges and other Juſt expenſes the ſumme of two thouſand pounds of Tobo and Caske, wch is ordred to be paid out of the ſaid *Newells* eſtate.

Ballards clayme for *Newell* eſt.

Tho: Ballard Eſqr make clayme of two thouſand two hundred ſeventy foure pownds of Tobo and Caske due to him from Mr *Jno Newell* dec when he the ſd Mr *Ballard* was Sherr of *James Citty* County.

Loyd vs Richardſon

The difference between Mr *Owen Loyd* and Mrs *Richardſon* is diſmiſt & ordrd that *Loyd* pay none of ye charges in a ſuite betweene him ye ſd *Loyd* and Mrs *Richardſon* in *James Citty* County Court.

Harris vs West.

The ſetling of all accts betweene *Wm Harris* & Majr *West* is referred to the next Court to be held for *New Kent* Court there to be finally ended and determined.

Potter vs Glover

Judgmt is granted Lt Coll *Cutberth Potter* agt *Richard Glover* for paymt of twenty ſeven thouſand eight hundred pounds of Tobo and Caske intereſt being allowed and included in this ſum being due by penall bills wth coſts wch Judgmt is granted as in caſe of *nihil dicit.*

21th 8br afternoone

[ꝑſent]

GOVER *Tho. Ludwell* Secr Majr Genll *Smith Edward Diggs* Coll *Swann Theo. Bland* Lt Coll *Parke Tho. Ballard*

Yarrow p̄ Land — *James Yarrow* on behalf of the orphants of *Jn°* *Garrott* informing this Court that there are Severall younger grants w^ch^ treſpaſſe vpon the orphants land and falls the tymber *It is ordered* that M^r^ *James Mynns* Survey and lay out the ſaid land according to the bounds of the ſaid pattent Co^ll^ *Ligon* the Surveyo^r^ for the ſaid County being a p̄^ty^ concerned.

Reynolds vs ffox. — The order that *Martha Reynolds* Widd the Relict of *Gerrard Reynolds* dec̄d obteyned ag^t^ M^r^ *David ffox* about the thirds of a mill built by the ſaid *Gerrard Reynolds* in his life tyme at a Court held for *Lancaſter* County the 11^th^ of *May* laſt is confirmed, and *ffox* ordered to pay Damages and coſts as in caſe of Appeales out of the eſtate of *David ffox* his father to whome he is Exec the ſaid *ffox* appealeing and noe cauſe for the ſame appeareing *als* exec

Dudley vs Lawrence — The 3 differences between M^r^ *Richard Lawrence* p^l^ and M^r^ *Will^m^ Dudley* def^t^ about acc^ts^ concerning a veſſell is diſmiſt, *Lawrence* haveing paſt his bill for the ballance and pay coſts *als* exec

Todd vs. Colles auditō^rs — M^r^ *Lawrence* and M^r^ *May* are ord^r^ed to auditt the acc^ts^ between M^r^ *Tho. Todd* and M^r^ *Robert Colles* and make their report vpon Monday morneing

Lawrence pet record^d^ — M^r^ *Richard Lawrence* Moves the Court that they would be pleaſed to admitt Some judicious men to p̄^ve^ ſe [peruse] his petition w^ch^ petition the Court ord^r^d to be recorded.

Harloe vs. Todd. — The difference between M^r^ *Jn°* *Harloe* and M^r^ *Thomas Todd* on the behalfe of the orp^t^ of M^r^ *Whitby* dec^d^ is referred to the third day of the next Court when M^r^ *Harloe* is to make appeare whether the bill now in the Clerkes hands due from Majo^r^ *Howe* belongs to *Whitbyes* eſtate or to the eſtate of M^r^ *Whitby*.

Whiting vs. Warkeman — The difference depending betweene M^r^ *Henry Whiting* as marrying the relict of M^r^ *Rich: Buſhrod*, p^l^ and M^r^ *Robert Warkeman* Attor of *James Cary* is diſmiſt and *Whiteing* ordered to pay coſts.

Colles vs. Warkeman — The difference betweene M^r^ *Robert Colles* p^l^ and M^r^ *Robert Warkeman* def^t^ is diſmiſt w^th^ ordinary coſts *als* exec.

Colles and Warkeman p̄ arbitracōn — M^r^ *Robert Colles* and M^r^ *Robert Warkeman* confeſſeth judg^mt^ each to other in the Sum̄e of one hundred pounds *Sterl* to Stand to and abide Award order Doome and Judgm^t^ of M^r^ *Mathew Kempe* and M^r^ *Robert Beverly* and in caſe M^r^ *Kempe* be kept ſick that he nominate ſome other Indifferent p̄^ſon^ to be in his ſtead and to meet vpon notice given vpon Some tyme betweene this and the tenth of *December* next at the houſe of the ſaid M^r^ *Beverley* then and there to end and determine the Same.

Cheeſman vs. Warner eſq^r^ — The difference between M^r^ *Edmond* and *Tho: Cheeſman* and Co^ll^ *Warner* is referred to the 3 day of the next Court.

Adleſton vs. Cheſman — *Edmond Cheeſman* being arreſted to this Court at the ſuite of *Jn°* *Adleſton* and he not appeareing but M^r^ *Tho: Buſhrod* being retorned his Security Judgm^t^ is granted ag^t^ the ſaid *Buſhrod* for what ſhall be made appeare due unleſſe he cauſe the appearance of the ſ^d^ *Cheſman* at next Court according to Act.

Hathorne vs. Burnell — M^rs^ *ffancis Burnell* being arreſted to this Court at the ſuite of *Gerrard Hawthorne* and he not appeareing no Security retorned Judgm^t^ is granted ag^t^ the Sherr of *New Kent* County for what ſhall appeare due vnleſſe he cauſe the appearance of the ſaid *Burnell* at next Court according to Act

Whiteing

Whiteing vs Warkeman

The order that *Henry Whiteing* obteyned agt Mr *Robert Warkeman* Attor of *Mark Warkeman* at a Court held for *Glouceſter* County the 16th of *May* 1670 for ſix hundred ſixty two pounds of Tobo and Caske is confirmed agt the ſaid *Warkeman* he appealeing and not ꝓſecuting his appeale is ordred to pay damages and coſts as in caſe of appeals *als* exec.

exec *vs Corp*

22th of *October* 1670

[ꝓſent]

GOVERNOR *Tho. Ludwell* Secr *Edward Diggs* Major Genll *Smith* Coll *Bacon* Coll *Swann* Lt Coll *Beale* Lt Coll *Parke* Coll *Jennings Tho: Ballard* Eſqrs

Swann vs Pindar

It is ordered by the conſent of Coll *Swann* that noe execucõn iſſue agt *Jno Pindar* vpon two ordrs of *Surry* Court till *March* next at wch tyme Mr *Babb* by ordr of this Court is to pay the fd *pindar* a conſidrable Sume of Tobo for building a mill.

Mr *Secretarys* Servt

ordred that *willimott Rogerman* Serve the Honble *Tho: Ludwell* Eſqrs Secretary two years It appearing that ſhe came in for Seven yeares

ffox ꝓ land

Mr *David ffox* hath order granted him to pattent Eighty acres of land in *Lancaſter* County formrly granted to Mr *David ffox* decd his father by pattent dated the 20th of *March* 1662 and by him deferted Entring rights according to Law.

Read vs Grinnell

In the difference between Coll *Geo: Read* Attorny of Mr *Saml Douſe* plt and Mr *George Grinnell* and Mr *Richard Littlepage* deftes vpon a bond for two hundred pounds *Sterl It is ordred* that Mr *Jonathan newell* and Mr *Thomas Buſhrod* haveing tymely notice given them meet at the houſe of the ſaid Coll *Read* between this and *Chriſtmas* next and there auditt the accounts and differences between the fd *Grinnell* and *Douſe* and what appeares to be due to the fd *Douſe* vpon ballance, at next Court to have Judgmt for the Same out of the ſaid bond of two hundred pounds wth coſts.

Thomas ꝓ Land

Symon Thomas hath order granted him to pattent two thouſand acres of land formrly granted to *Jno Drayton* and by him deſerted lying in *potomack* river joyneing to the *Doegs* Iſland Entring rights according to Law/

Rogers vs Browne

It is ordered that a reheareing be had in the difference betweene Mr *Devorax Browne* and *Jno Rogers* at the next Court to be held for *Northampton* County there to be finally ended and determined and the fd *Rogers* ordred to give bond wth ſufficient Security to pay what damages ſhall accrew therevpon if ſo this order being granted at the requeſt of the ſaid *Rogers*

24th of *October* 1670

[ꝓſent]

GOVERNOR Sr *Henry Chicheley Tho Ludwell* Secr Major Genll *Smith* Coll *Bacon* Lt Coll *parke Tho: Ballard* Eſqrs

Gunnell vs Higgeſon

George Gunnell non ſuites Mrs *Eliz Higginſon* aſſignee agt Mrs *Sarah Richardſon* admx of *Wm Richardſon* decd the dt ſued for being undr the cognizance of the Court *It is therefore ordered* ſhe pay coſts according to Act *als* exec.

October

Octobor the 25th 1670

[ꝑſent]

GOVERNOR Major Genll *Smith* Coll *Swann* Coll *Bacon Theo: Bland* Lt Coll *Beale* Lt Coll *parke* Coll *Jennings Tho: Ballard* Eſqrs.

Colles vs Todd

The difference depending betweene Mr *Thomas Todd* plt and Mr *Robert Colles* defendt was referred to be audited by Mr *Rich Lawrence* and Mr *willm May* who brings in their report that they find that the ſaid *Todd* is indebted to the ſaid *Colles* in ballance of accounts three thouſand one hundred fifty Eight pounds of Tobõ and Caske wch report is confirmed by the Court & Judgmt therevpon

exec ẽx

granted the ſaid *Colles* agt the ſaid *Todd* for the ſaid Sume of three thouſand one hundred fifty Eight pounds of Tobõ and Caske wth coſts *als* exec

Cocks odr

Whereas at a Court held for *Rappã* Court in *September* laſt a verdict of a Jury and Judgmt thereupon paſt agt *Rich Cock* for one thouſand Nyne hundred fifty Nyne pounds of Tobõ and Caske at the Suite of from wch Judgmt the fd *Cock* appealed to this Court and he now not appeareing to proſecute the aforefd ordr of *Rappã* Court is confirmed wth damages and coſts as in caſe of appeales *als* exec

Mr *Secretarys* Servt

It is ordered that *Willimot Rogerman* Serve her maſter *Thomas Ludwell* Eſqr the terme of two yeares for haveing had a baſtard child/

Smith vs Weſt

It is ordered that Capt *Jno Weſt* redeliver unto Mr *Henry Smith* the foure hhds of Tobo Seized at *Reyneyes* and as to the accts between them as alſoe what goods were by the ſaid *Weſt* Seized of the ſaid *Smith* and not returned were referred to Coll *Kendall* & Mr *Devorax Browne* to audit and examine into who find that there is due to *Smith* one thouſand Six hundred and thirteen pounds of Tobo and Caske wch the fd *Smith* is ordered to pay as alſo to deliver the Severall goods in kind according to the fd report and as to the unſettled accts they are referred for ꝑſe to the next Court for *Northampton* County and *West* orderd to pay coſts *als* exec

Scarburghs ordd &c

Upon due and Serious Examination and tryall of certaine miſdemenors Exhibited by Lt Coll *George Jordan* agt Coll *Edmond Scarburgh* touching the complaint of the Indians and other matters contayned in the ſaid charges It is the unanimous Judgmt of the Governor Councell and Burgeſſes *and accordingly ordred* that the ſaid Coll *Edmond Scarburgh* ſhall from hence forth ſtand ſuſpended from all offices as well military as civill untill by his future obedience and fidellity It ſhall pleaſe the Right Honble the Governor to Reſtore him/

Octobor the 25th 1670

[ꝑſent]

GOVERNOR Sr *Henry Chichely Tho. Ludwell* Secr Major Genll *Smith* Coll *Bacon* Coll *Swann Theo. Bland* Lt Coll *Beale Tho Ballard* Lt Coll *Parke* Coll *Jennings* Eſqrs

Andrſon

Andrſon p̄ remittmt of his fine

Whereas in the yeare 1666 *Jn°. Anderſon* was fined five thouſand pounds of Tōbo by *Accomack* County Court for Entertayning an Indian contrary to Law, and it appeareing that he was much abuſed and put into the Dungeon *It is ordered* that the aforeſd fine of 5000li of Tōbo be remitted and the Juſt charges therevpon accrewing wch ſaid fine being diſpoſed of for the uſe of the ſaid County of *Accomack It is therefore ordered* that the ſd County of *Accomack* repay the Same to the ſaid *Anderſon* wth the Juſt charges

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Octobr the 26th 1670

[p̄ſent]

GOVERNOR Sr *Hen: Chichley* Majr Genll *Smith* Coll *Swann* Coll *Bacon* Lt Coll *Beale* Lt Coll *Parke Tho. Ballard* Eſqrs

Scarburgh ordr &c

Whereas diverſe p̄ſons from *Accomack* hath Exhibited ſundry Compts agt Coll *Edmond Scarburgh* ſeemeing to take advantage of ſome late accuſations and troubles brought agt him It is the opinion of the Gōver and Councell *and accordingly ordred* that noe complaint or petition for what was acted by the ſaid *Scarburgh* be received agt him but ſuch as ſhall be legally p̄ſented by due p̄ceſſe of Law for debt onely.

Jordan vs Scarburgh

Judgmt is granted to *Dorothy Jordan* widd agt Mr *Edmond Scarburgh* for paymt of two able men Servants to have each of them foure yeares at leaſt to Serve or the cuſtome of the Country to be delivered by *Chriſtmas* next and *Scarburgh* to Enjoy the Negro man this being the full conſideration of *Scarburgs* obligation for foure Servts wth coſts *als* exec.

Ludwell Eſqr *Vs Scarburgh*

The Honble *Tho: Ludwell* Eſqr Attorney of *Jn°. ffarvax* of *London* Mrcht admr of *Danl ffarvax Marcht* decd this Court Impleaded Coll *Edmond Scarburgh* vpon a bond of fifteen hundred pounds *Sterl* for the paymt of ſeven hundred forty three pounds thirteen ſhillings and the Sume of one and thirty pounds thirteene ſhill *Sterl* for money delivered the ſd Coll *Scarburgh* beſides the ſaid Bonds & Coll *Scarburgh* in his defenſe haveing exhibited abill in equity laying downe Sundry reaſons wherefore the ſd bond and the intereſt therevpon ſhould not be adjudged agt him after much debate in the cauſe the ſaid Coll *Scarburgh* offering to Submitt to a Judgmt that he would pay the ſd ſeven hundred forty three pounds thirteene ſhillings and the ſaid one and thirty pounds & thirteen ſhillings in two yeares now next comeing *the Court doth unanimouſly adjudge nemine contra dicente* that it is a ſatisfactory paymt and that Judgmt for the ſame ſhould be accordingly entred

ffrom wch Judgmt the ſaid *Tho: Ludwell* Eſqr as Attorny aforeſaid appeales to the next Aſſembly

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26th of *Octobr* afternoone

[p̄ſent]

GOVERNOR Majr Genll *Smith* Coll *Bacon* Coll *Jennings* Lt Coll *Parke Tho: Ballard* Eſqrs

Maſon

Maſon p̄ Lands

Major *George Maſon* hath order granted him to pattent three hundred acres of Land lying in *Stafford* County formᵉly granted to *Robert Auſten* and by him deſerted Eñt Rights according to Law

Hunt vs Monger

Whereas by Sundry formᵉ ordᵉs obteyned by Mᵉ *Thomas Hunt* that the ſaid *Hunt* ſhould have his remedy agᵗ the eſtate of Mᵉ *Thomas Adams* decᵈ in the hands of *Edward Buſhell* Decᵈ for five Thouſand pounds of Tobᵒ and Caske paid by the ſaid Mᵉ *Hunt* to the ſaid *Adams* for a Negroe called *Malack* who was afterwards Set free by the ſaid *Adams* by will *And whereas* a certain watermill p̄cell of the Said *Adams* his eſtate was atached in the hands of the ſaid *Buſhell* in his life Tyme wᶜʰ atachment remained vpon the ſaid mill vntill after *Buſhell* his deceaſe *And whereas* one *Jnº Monger* by marrying wᵗʰ the relict of *Buſhell* is now poſſeſt with the ſaid mill wᵗʰ all the p̄fits thereof Judgmᵗ is therefore granted the Said *Thomas Hunt* agᵗ the ſaid *Jnº Monger* for the ſaid Sum̃e of five thouſand pounds of Tobᵒ and Caske wᵗʰ coſt to be paid *Novembʳ* the 10ᵗʰ 1671 *als* exec And the ſaid *Monger* to be reimburſed out of the p̄fits of the Said Year

Barber vs Bowler

The difference betweene Mᵉ *Barber* & Mᵉ *Tho: Bowler* is ſuſpended till next Court and in caſe *Bowler* Doe not cauſe the p̄ſonall appearance of Mᵉ *Wᵐ Wildy* a material evidence then Judgmᵗ to paſſe agᵗ the ſᵈ Mᵉ *Bowler* for what ſhall be made appeare due

Walker vs Whiting

The difference betweene Majorᵉ *Tho: Walker* admᵉ of Mᵉ *Perry* decᵈ and Mᵉ *Henry Whiting* is referred to the third Day of the next Genˡ Court to be heard in equity

Corbyn vs Barber

Vpon the Petition of *Henry Corbyn* Eſqᵉ & Lᵗ Coll *Potter* *It is ordᵉed* that Mʳˢ *Letitia Barber* appeare the 6ᵗʰ day of the next Genˡˡ Court to anſwere this Petition

Hudſon vs Saliſbury

ordᵉed that before *Jnº Saliſbury* Comence any Suite agᵗ Mᵉ *Hudſon* admᵉ: of Mᵉ *Barret* decᵈ he give good caution to pay what charges are already expended in this Suit about . . . next and the Suit noe commenced be diſmiſt

White vs Thruſton

An Extent according to Law is granted to Mᵉ *Humphrey White* agᵗ the lands of Mᵉ *Edward Thruſton* in *Martyns Hundred* in *James Citty* County for and toward ſatisfying of a debt of Ten thouſand one hundred ſeventy ſeven pounds of Tobᵒ and Caske wᵗʰ coſts vnleſſe the Said Mᵉ *Thruſton* doe betweene this and *March* next find ſome other way to pay the ſaid Sum̃e

Ludwell Eſqᵉ *vs Scarburgh*

Whereas Thomas Ludwell Eſqᵉ Attorny of *Jnº ffarvax* of *London* Merchant admᵉ of *Danˡ ffarvax* decᵈ haveing this Day appealed from an order paſſed betwixt him as Attorny aforeſᵈ plᵗ and Mᵉ *Edmond Scarburgh* Defenᵗ the ſaid plᵗ hath vpon a Second motion in Court relinquiſhed his ſaid appeale, And it is the opinion of the Court that his Demurrer to the bill Exhibited by the ſaid *Scarburgh* is vndeniable in regard that many things in the ſaid bill cannot be anſwered but by the ſaid *ffarvax* in *England* And the ſaid plᵗ hath further p̄ffered in Court that if the Defendᵗ will pay Eight hundred and forty pounds *Sterl* at two payments *Vidz* by bills of Exchange drawne by the firſt of *March* next for the Sum̃e of foure hundred and twenty pounds *Sterl* for the firſt paymᵗ and the like bills for the Sum̃e by the firſt of *March* wᶜʰ ſhall be in the yeare 1671 that then he will accept of that for full Satisfaccõn of the whole debt as well principall as intereſt and charges

charges So that Security be now given for ꝑformance thereof, Mr *Scarburgh* hath deſired vntill the morning to conſider thereof wch is granted him

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27th *October* 1670

[ꝑſent]

GOVERNOR &c Sr *Hen: Chichley* Coll *Swann* Coll *Bacon* Lt Coll *Beale* Lt Coll *Parke* Coll *Jennings Tho. Ballard* Eſqrs

Vpon the motion of Mrs *Tabitha Summers* *It is ord'ed* that Mr *Wm Drumond* ꝓcede noe further in Surveying and laying out ſome waſt land betweene the lands of Major *Edloe* decd & Mr *Young* vntill after the third day of the next Genll Court where the ſaid Mrs *Summers* is to ꝓve her Title thereunto

Ludwell Eſqr *vs Scarburgh*

Mr *Edmond Scarburgh* confeſſeth Judgmt to *Tho: Ludwell* Eſqr Attorny of Mr *Jno ffarvax* of *London* marchant Admr of *Dañl ffarvax* decd for paymt of Eight hundred and forty pounds *Sterl* to be paid vith three hundred pounds *Sterl* payable by the laſt of *March* wch ſhall be in the yeare of or Lord one thouſand Six hundred Seventy two and two hundred and forty pounds by the laſt of *March* wch ſhall be in the yeare of or Lord one thouſand Six hundred and Seventy three wth coſts *als* exec/

Stringrs odr ꝓ Sherr

Ord'ed that Coll *Jno Stringer* be high Sherr of both the Countys of the *Eaſterne Shoare* they being both now reduced into one County

Potter vs Cupell

The difference between Mr *Potter* and Mr *Cupell* is by conſent of the Attornys referred to the third Day of the next Court

Cupell vs Potter

The difference between Mr *Cupell* & Mr *Potter* is by conſent of their Attornies referred to the 3 day of the next Court

Drummond vs Hyre

The Difference between Mr *Drummond* & Mr *James Hyre* Attorny of Capt *Whittyes* Relict is referred to the third Day of the next Court

Plover vs Reeve

The Difference betweene Mr *Plover* & Mr *Reeve* is by conſent of both their Attorneys referred to the fifth Day of the next Court

Loyd vs Dawſon

The Difference betweene *Henry Dawſon* & Mr *Wm Loyd* is diſmiſt *Dawſon* not appeareing to ꝓſecute, *It is therefore ord'ed* that ſaid *Dawſon* pays coſts *als* exec

Sr *Henry Chicheleyes* ordr about horſes.

Sr *Henry Chicheley* by his petition informeing this Court yt there is a neck of Land in *Middx* County part whereof belongs to him the ſaid Sr *Henry Chicheley*, and that he the ſaid Sr *Henry* wth others ſome yeares paſt did put a Stock of mares into the ſaid Neck for to breed, and whereas ſeverall ꝑſons who have very ſmall intereſt or none at all doe privately drive the ſaid Neck & separate & diſturbe the Gange, and appropriate them to their owne uſe by marking them *It is therefore ordered* that no ꝑſon for the future drive the ſaid Neck for mares or horſes but that before he ſoe doe he ſet vp a note at the ꝑriſh Church doore two *Sundays* before at leaſt to the end that all ꝑſons concerned may be ꝓſent to make their claymes to the ſaid horſes and mares belonging to them, and that any ꝑſon ſoe claymeing may on his oath declare how many he put into the ſaid neck the tyme when & how many he hath had out.

The Court adjourned till the firſt day of *Aprill* 1761

Teſt Rich Awborne
Cl Con

AT A Meeting of the Governor and Councel at *James Citty* the 15th day of *March* 1670

ꝑſent

SR *WM BERKELEY* Knt Governor *Tho: Ludwell* Secr *Edwd Diggs* Major Genll *Bennett* Coll *Tho: Swann* Coll *Bacon Theo: Bland* Lt Coll *Parke Tho: Ballard* Eſqre

Ordr ꝓ reffer

The Severall Information agt the Shipps tradeing hither contrary to Act of Parliamt were read in Court and by the feverall Defte motions were referred till the next morneing for them to put in their Anſweres in writeing

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The 16th of *March* in the forenoon 1670

ꝑſent

SR *WM BERKELEY* Knt Govef & *Tho: Ludwell* secr *Edwd Diggs* Major Genll *Bennett* Coll *Tho: Swann* Coll *Bacon Theo: Bland* Lt Coll *Parke Thomas Ballard* Coll *Jennings* Eſqre

Ordr ꝓ Ship *Anthony* of *London Derry*

Whereas Mr *Willm Cole* on behalfe of his Mate informed this Court that the Ship *Anthony* of *London Derry* in *Ireland* Capt *John Greggs* Commander is noe free ſhip and hath loāded hither contrary to feverall Acts of Parliamt in that caſe made and ꝓvided and nothing appeareing to this Court whereby the ſaid may be condemned *It is orderd* after much conſideration that the ſhip *Anthony* aforeſaid be acquitted, and the Collectores of this river are deſired to give the Maſter his diſpatch when required he paying his dues accuſtomed

Mr *Blands* Informn & ordr agt the ſhipp *ffowler*

Mr *Bland* not ſitting in Judicature when Judgmt paſſed *R. Awborne Cl Con*

Whereas Theoderick Bland Eſqr hath publiqly Informed agt the Shipp *ffowler* and *George Decaſter* Maſter of the ſaid Ship now rideing in *James* River and hath laid downe in his information that by the Acts of Parliamt of 12th and 15th of his Mates Raigne that now is the Said Ship wth all her Tacle apparrell furniture ammunition goods and marchandize ought to be condemned The Court vpon ſerious Examination of the Cauſe and deliberately weighing the defenſe and plea of the Said *George Decaſter* and his attorny and duly compareing the ſundry parts and brances of the ſaid Acts of Parliament wth the ſaid *Geo: Decaſter* his Plea as alſoe what he hath ꝓduced in Court to make him a free ship to trade appeareth to the Court that the ſaid Ship the *ffowler* is vnder the penalty of the ſaid lawes and that in theſe parts thereof, *firſt* It appeareth by his owne Cocquetts that he hath imported goods of the growth and manufacture of *Europe*, *Secondly* he hath ꝓduced noe proofe that his ſhipp was bought and made free wthin the tyme enjoyned neither hath he any certificate that he hath been declared free in the port from whence he ſailed nor that he gave ſuch bond for his vnlading and retorne as is by the Said Lawes Enjoyned *Therefore according and as by the ſaid Lawes It is required the Court doth unanimouſly condemne* the Ship with all her furniture ammunition Tacle apparell Guns and all goods and marchandize now in her as alſoe what were Imported in her into this Collony one third to his Mate one third to the Hnble Governor and one third to Capt

Theo

Theo Bland Efq^r^, *And it is further ordered* that further care be taken that the faid Ship and goods be Secured and Sent for *England*

Ord^r^ ag^t^ the Ship *St. George* of *Galloway*

Whereas Cap^t^ *Alexander Culpeper* hath publiquely informed ag^t^ the Ship *S^t^ George* of *Galloway* M^r^ *Dominick Williams* Maſter now rideing in *Elizabeth* river and hath laid downe in his Information that by the Acts of Parliam^t^ of the 12^th^ and 15^th^ of his Ma^tes^ reigne that now is the faid Ship w^th^ all her tacle apparell ammunition guns furniture goods and marchandize ought to be condemned, The Court vpon Serious examination of the caſe and deliberately weighing the Defenſe and plea of the Said *Dominick Williams* and his Attorny and duly compareing the Sundry parts and branches of the Said Acts of Parliam^t^ w^th^ the faid *Dominick Williams* his plea as alſoe what he hath p̄duced in court to make him a free Ship to trade. It appeareth to the Court that the faid Ship the *St George* is vnder penalty of the Said Lawes and that in these p̄^ts^ thereof, *firſt* It appeareth by his owne Cockquetts that he hath Imported goods of the grouth and Manufacture of *Europe*, *secondly* that he hath p̄duced noe proofs that his Ship was bought and made free w^th^in the tyme Enjoyned neither hath he any certificate that he hath been declared free in the Port fom whence he Sailed nor that he gave ſuch bond for his vnlading and retorne as is by the faid Lawes Enjoyned *Therefore according and as by the faid Lawes It is required the Court doth vnanimouſly condemne* the faid Ship w^th^ all her furniture ammunition Tacle apparell Gunns and all goods and marchandize now in her as alſoe what were Imported in her into this Collony one third to his Ma^te^ one third to the Hon^ble^ Governo^r^ and one third the faid Cap^t^ *Alexande^r^ Culpepper*, *and it is ord^r^ed* that further Care be taken that the faid Ship and goods be Secured and ſent for *England*.

Or^r^ ag^t^ the Ship the *Nicholas* of *Jerſey* M^r^ *Bland* not ſitting in Judicature when the ord^r^ paſt

Theoderick Bland Efq^r^ having p̄ſented an information to this Co^rt^ that the Ship called the *Nicholas* of *Jerſey* now rideing in *Wiccocomocoe* river *Tho: Bandinell* Maſter is not a free Ship to trade in *America* for that She belongs to the Iſland of *Jerſey*, but it being affirmed that the Inhabitants of the faid Iſland are in equall Capacity w^th^ his Ma^tes^ *Engliſh* borne Subjects and a Copy of a Charter to that purpoſe appeareing in Court atteſted vnder the hand of *Phillipp Cartwrite* Efq^r^ and the Seal of the faid Iſland *It is ordered* that the faid *Thomas Bandinell* Maſter of the faid Ship ſhall give bond w^th^ good and ſufficient Security to ſaile directly for *England* (the Dang^r^ of the Seas excepted) and ſhall there p̄ove and make good that they are a free Ship to trade into *America* before the Kings moſt excellent Ma^te^ and his Councell Wherein if they faile then this information to have a p̄ceeding there to Judgm^t^

Information ag^t^ the ſhip *Nicholas* of *Galloway*

Whereas an Information hath been this Day Exhibited in Court by the Hon^ble^ *Thomas Ludwell* Efq^r^ ag^t^ the ſhip *Nicholas* of *Galloway* in *Ireland* whereof one *George Baskervile* dec^d^ was maſter *and whereas* in defenſe of the Said Ship it hath appeared by a certificate from the Lord *L^t^* of *Ireland* and vnd^r^ the Seale of that Kingdome that the faid *Nicholas* is afree ſhip and bound for *Virg^a^* and that bond hath been given as well at y^t^ port as here in *Virg^a^* according to the Lawes in that caſe p̄vided and the Court finding noe Juſt cauſe for her Condemnation *It is therefore reſolved* by the Court that the faid Ship and goods are diſcharged from the faid Information and that ſhe w^th^ her goods and furniture are hereby declared free.

Tho. Ludwell Efq^r^ not ſitting in Judicature while this ord^r^ paſt

Information

Information ag^{t} the Ship *ffrancis* M^{r} *Bland* not ſitting in Judicature while this ord^{r} paſt.

Whereas an Information has been this day Exhibited in Court by *Theo: Bland* Eſq^{r} ag^{t} the Ship *ffrancis* now rideing in *Elizabeth* river Cap^{t} *Jn^{o} Warner* maſter that ſhe is not a free Ship, *And whereas* in defenſe of the ſaid Ship It hath appeared by a certificate y^{t} the ſaid Ship *ffrancis* is a free Ship and that bond hath been given at the port from whence She came as here in *Virg^{a}* according to the Lawes in that caſe p̄vided, and the Court finding noe Juſt cauſe for her condemnation *It is therefore reſolved* by the Court & accordingly ordered that the ſaid Ship and Goods are diſcharged from the ſaid Information.

M^{r}. *Bland* & M^{r}. *Culpepers* Ord^{r}

Whereas by ord^{r} of this Court beareing Date herewth the Shipp *S^{t} George* of *Galloway Dominick Williams* Maſter and the Shipp *ffowler* of *Galloway* aforeſ^{d} *George Decaſter* Maſter were vpon Information then given ag^{t} the ſaid Shipps Legally tryed and condemned wth their furniture and Cargoes as by the ſaid ord^{re} doth more at large appeare now for the Juſt and carefull managem^{t} of his Ma^{tes} Intereſt in the Said Ships and the intereſt of others therein concerned *It is ordered* that *Theo: Bland* Eſq^{r} and *Alex: Culpeper* Eſq^{r} ſhall have power forthwith to take poſſeſſion of the ſaid Shipps goods and furniture and to take a true Inventory thereof as alſoe to give Such ord^{rs} and to ſuch p̄ſons for the ſafe and faithfull Navigation of the ſaid Shipps and goods for the Port of *London* as may be needful therein and there to p̄vide for the lawfull Securing and diſpoſeing of the Same for the uſes for w^{ch} they are in the ſaid ord^{rs} Condemned

Bendall p̄ Adm

Comiſſon of Adm^{r} is granted to Cap^{t} *Hope* for *Bendall* on all and Singuler the eſtate of *Thomas Hacher* dec^{d} he giveing caution according to Law

AT A Genll Court held at *James Citty* the Fourth Day of *Aprill* 1671

p̄ſent

SR *Wm BERKELEY* knt Gover &c Sr *Hen: Chicheley Tho: Ludwell* Coll *Tho: Swann Thomas Ballard* Eſqrs

Chiles p̄ Land — Mr *Walter Chiles* on the behalfe of his two Sonnes *Jno* and *Henry Chiles* hath ordr granted to pattent fifteen hundred acres of Land in the forreſt in *Weſtmrland* County bounding vpon the land of *Thomas Dyas* the ſaid land being formrly granted to Capt *Jno Lord* & Mr *Willm Horton* and by them Deſerted Entring rights according to Law

Thomas p̄ Land — Mr *John Thomas* hath ordr granted him to pattent one thouſand acres of Land lying in the freſhes of *Potomack* river aboue *Doegs* Iſlands the ſaid land being formrly granted to *Jno Stoell* and by him aſſigned to *Phillip Carpenter* and by them Deſerted. Ent rights according to Law

Thomas for Lands — Mr *Jno Thomas* hath order granted him to pattent one thouſand acres of Lands lying in the freſhes of *Potomack* river bounding vpon the land of *Robert Lord* and *James Magregory* being formrly granted to *Nicholas Jernew* and by him Deſerted and Since granted to Coll *Jennings* and Mr *Math Kemp* and by them aſſigned to Mr *Robert Howſeing* and by them Deſerted Ent rights according to Law

Murray — Mr *Alexander Murray* hath order granted to Survey and pattent what waſt and vnpattened land lyes and bounds vpon the land of *Jno Benſon Wm Ironmonger Tho: Price ffra: Camfield* Mr *Cook Tho: Deacon* Coll *Willis* and the land formrly belonging to Coll *Walker* and *Tho: Colles* p̄judicing noe former grant and giveing the neighborhood notice of the tyme of Surveying

Vndrwood p̄ p̄bate of Mrs *Sumrs* Will — The laſt will and Teſtament of Mrs *Tabitha Sumers* was p̄ved in Court by the oathes of Mr *Jno Stevenſon Hubbard ffarrell* and *Tho: Winter* and a p̄bate granted to Mrs *Tabitha Vnderwood* her daughter in the Said Will nominated Execx

Wormeley vs Wild — Capt *Xpofer Wormeley* non Suites Capt *Robt Wild* not appeareing to p̄ſecute *It is therefore* he pay Damages and Coſts *als* exec

Coll *Jennings vs Spilman* — Coll *Jennings* non Suites *Clemt Spilman* the ſaid *Spilman* not appeareing to p̄ſecute *It is therefore ordred* he pay damages and coſts *als* exec

Mr *Ballard vs* Servants — *It is ordered* that *Willm Dixon* and *Samll Twifden* Servants to *Thomas Ballard* Eſqr be whipped *Dixon* to have thirty nyne laſhes and *Twifden* 20 *And whereas it appeares* that the ſaid *Dixon* hath contrary to Act beaten his over-ſeer *It is ordred* that he Serve accordingly for the Same *And it is further ordered* that the ſaid *Dixon* and *Twifden* double their tyme for ſoe long as they have been run away as alſoe for what charges and expenſes the ſaid Mr *Ballard* hath been at in recovering of them they are to make reſtitution by Service

Loyd vs Sherr p̄ *Goodrich* — Lt Coll *Thomas Goodrich* being arreſted to this Court by the Sherr of *Rappā* County at the Suite of Capt *George Loyd* and he not appeareing nor Security retorned Judgmt is granted agt the Sherr for what ſhall appeare due vnleſſe he cauſe the ſaid *Goodrich* to appeare at next Court according to Act

Mathews

Mathews p̄ Land — *William Mathews* hath order granted to pattent five hundred and fifty acres of Land lying vpon the *Dragon* Swamp on the South Side of *Rappā* River formᵗly granted to *Jnº Chynn* and *Jnº Gibſon* and by them deſerted Ent rights &c

Holloway nons *Weſt* — *Thomas Holloway* Non Suites *Rich Weſt* noe decᵈ being filed

Joanes & *Clark* p̄ Lands — *Thomas Joanes* and *Henry Clark* hath order granted to pattent eleven hundred acres of Land lying vpon the South Side of *Rappā* County formᵗly granted to *Tho: Gouldman* and by him ſold to Lᵗ Coll *Tho: Goodrich* and by them Deſerted Entring rights according to Law

Mackaliffe & *Whiffon* — The Difference betweene Mʳ *Mackalliffe* and Mʳ *Whiffon* is referred to the third Day of the next Court

Seatowne p̄ Land — Mʳ *George Seatowne* hath ordʳ granted him to pattent two hundred and twenty acres of Land in *Gloſter* County formᵗly granted to *Jnº Meachen* and *Dunkin Bohenno* and by them deſerted Ent rights &c

White & *Vincent* for Land — *Richard White* and *George Vincent* hath ordʳ granted them to pattent foure hundred twenty five acres of Land in the County of *Lancaſter* formᵗly granted vnto *Walter Wharton* and by him Deſerted Ent rights &c

Halyes clayme to *floure* eſtate — *James Haley* Attor of *Jnº James Edwᵈ Todd Jnº Weekes* & *Caleb Perrer* Enters their clayme for a certaine debt due from the eſtate of *Danˡ ffloure* decᵈ, and for another debt due from the decds eſtate due to *Alexandʳ Martyn* &c

Mathews & *als* p̄ Land — *Willᵐ Mathew Wᵐ Hoskins Jnº ffitchett* and *Martyn Scarlett* hath order granted to pattent two thouſand ſix hundred acres of Land lying vpon *Poehick* Creeke in the County of *Stafford* formᵗly granted to *Wᵐ Normanſell* and by him Deſerted Ent rights according to Law the pet wherevpon this ordʳ was granted was firſt exhibited to the Board

Lynny p̄ Land — *Richard Lynny* and *Willᵐ Harris* hath ordʳ granted them to pattent two thouſand two hundred acres of Land vpon the maine run of *Quantiqun* Creeke bounding vpon the land of *Chriſtopher Lunn* being formᵗly granted to *Wᵐ Beach* and *Rich Hattoll* and by them Sold vnto *Richard Normanſell* and by him Deſerted Ent right according to Law/

Corbyn Eſqʳ p̄ Land — *Henry Corbyn* Eſqʳ hath foure yeares granted him to Seat thirteen hundred and Nynety acres of Land on the freſhes of *Rappā* river on a Creeke called *Gingoeteague*

Whittaker p̄ Land — Mʳ *Richard Whittaker* hath ordʳ granted him to Survey one hundred and fifty acres of Land lying neare Mʳ *Harwoods* old field in the County of *Warwick* adjoyneing to the land of *Jnº Sandʳˢ* and *Willᵐ Townſhend* as alſoe another p̄cell of Land about one hundred acres adjoyneing vpon the lands of Mʳ *Anthony Haynes* and if any Surplus be found in either or both of the ſaid p̄cells the ſaid Mʳ *Whittaker* to have a grant for the Land Ent rights he p̄judiceing noe formʳ grant and giveing the neighboʳˢ tymely notice of the tyme when he Surveys the ſame/

Sandʳˢ vs Whittaker — In the difference betweene Mʳ *Jnº Sandʳˢ* and Mʳ *Richard Whittaker* about a p̄cell of land conteyneing Six hundred and fifty acres of Land in *Warwick* County neare *Skiffe* Creeke *It is ordʳed* that Capᵗ *Jnº Vnderhill* wᵗʰ a Jury of the Neighbourhood to be Impanneˡˡ by the Sherr of the aforeſaid County Survey and lay

lay out the land in Difference betweene the ſd ꝑtyes and make report of their Said verdict, to the third day of the next Genll Court and the Surveyr and Jury to meet at ſome tyme betweene this and the laſt of *July* next for the ꝑformance thereof/

Pate ordr ꝓ bond

It is ordred that Mr *Jno Pate* have his bond delivered him vp concerning *Vaſſalls* eſtate he haveing ꝓduced an authentique diſcharge from the Said *Vaſſall* wch is ordred to be recorded/

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the 5th of *Aprill* 1671

[ꝓſent]

GOVERNOR Sr *Hen: Chichley Tho: Ludwell* Secr *Edwd Diggs* Coll *Warner* Coll *Bacon* Coll *Willis Hen: Corbyn* Coll *Swann* Coll *Parke Tho: Ballard* Eſqrs

Ingram ꝓ Land

Mr *Willm Ingram* hath ordr granted him to pattent two thouſd five hundred acres of land in *New Kent* County at the head of *Pomonkey* River Joyneing vpon a tract of land of Mr *ffrancis Burnetts* formrly granted to *Jonathan Newell* & *Ambroſe Cleare* and by them deſerted Ent rights &c/

Earle of *St Albanes et als* ordr ꝓ patt

The Lettrs patts granted by the Kings moſt excellent matie to *Henry* Earle of *St Albane Jno* Lord *Berkeley* Sr *Wm Morton* and *Jno Trethewy* Eſqr Dated the 8th of *may* in the one and twentieth yeare of his Said maties Reigne being for a tract of land betwixt *potomack* and *Rappā* Rivers was this day ꝓſented to this Honble Court by *Thomas Kirton* vnto whom the ſd pattentees had given a lettr of Attorny wth one Mr *Edward Dale* and the ſaid Lettrs pattents being read in Court the Governour and Councell did fully and unanimouſly yeild humble obedience therevnto and did ordr their Said Submiſſion wth the Lettrs pattents to be recorded as alſoe the ſaid power to Mr *Kirton* and Mr *Dale And it is further declared* by the Court that the rents and ꝓfitts of the land wthin the Said tract wch by the Said lettrs patts doe belong to the ſaid pattentees, the Sheriffs of the Countyes wthin the Said prcincts Shall forbeare to demand vntill further order.

ꝓbate of Mr *Hunts* will

The laſt will and Testamt of Mr *Thomas Hunt* was this Day ꝓved in Court by the oathes of *Jno Howard* and *Abraha Sapcoate* and a ꝓbate thereof granted to Lt Coll *George Jordan* and Mr *Walter Chiles* Execrs in truſt to the Said *Hunts* orphant, *Thomas Ludwell* Eſqr being nominated one of the execrs but in Court relinquiſheth the Same And the Court *hath reſolved* that the Codicell annexed about the Sale of the brick houſes is of Equall force wth the will, *And it is further ordered* that a true Inventory be forthwith taken vpon the oath of the relict who hath remained in poſſeſſion vntill now, And that Mr *Willm May* Mr *Jno Baskervile* Mr *Walter Chiles* and Mr *Wm Cole* doe with their firſt conveniency examine the true Condicon of the eſtate in relation to the Right of Capt *Hayes* his Child as alſoe to the widdows intereſt together with the debts and creditts of the Said Mr *Hunts* eſtate in all reſpects whatſoever and as neare as they can agree all differences therein and what ſhall remaine Vndetermined together what they have done to ꝓſent to the next Genll Court the third day

Mrs *Hunts* ordr

Vpon the petition of *Bridgett* the relict of Mr *Thomas Hunt* the Court hath ordered that after a true and Genll Inventory be taken of the eſtate of the Said *Hunt* ſuch goods and Chattles as were

were really the eſtate of Cap^{t} *Hay* ſhall remaine in her cuſtody untill further order and ſetling of both the eſtates

M^{r} *Pages* ord^{r} about a childe

Whereas M^{r} *Jn^{o} Page* hath purchaſed a woman serv^{t} w^{ch} was gotten wth child in *England* and delivered of the ſaid childe in the Said M^{r} *Pages* Service, *It is ordered* that the ℙiſh of *Middletowne* keepe and p^{r}vide for the child, and the Child ſerve the ℙiſh or to whome they ſhall deſpoſe of it for foure and twenty yeares

Dick ℘ Land

Jn^{o} Dick hath order granted him to pattent twenty eight acres of land on the South Side of *Rappa* form^{r}ly granted to *John Lacy* and by him deſerted Ent rights &c

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5th of *Aprill* 1671

[℘ſent]

GOVENO^{R} S^{r} *Hen: Chicheley Tho: Ludwell* Secr *Edwd Diggs* Coll *Bacon* Coll *Warner Hen: Corbyn* Coll *Willis* L^{t} Coll *Parkes Tho: Ballard* Eſq^{rs}

Thomas ℘ licence two mares

M^{r} *Jn^{o} Thomas* hath licence granted him to bring into this Collony two mares out of the ℘vince of *Mariland*, being there bredd

Hodge vs Oldis eſtate

It is the Judgment of this Court and accordingly ordred that *Robert Hodge* Attorny of *Barbary Hodge* admx of *W^{m} Hodge* be paid out of the whole eſtate of M^{r} *Oldis* the Sum̃e of twenty foure pownds eighteen ſhillings and eight pence *Sterl* being for phiſick fun^{r}all charges & other neceſſary diſburſm^{ts} of the f^{d} *W^{m} Hodge* for the f^{d} *Oldis*, this being referred to this Courts Judgm^{t} from *Elizabeth Citty* County Court

Mynge ℘ Land

M^{r} *James Mynge* hath ord^{r} granted him to Survey a certaine devident of land lying in *Martyns Brandon* in *Charles Citty* County and by him lately purchaſed of *John Johnſon* and if any Surplus be found wthin the f^{d} bounds the ſaide M^{r} *Minge* to have a grant thereof Entering rights according to Law

Bogue vs Whittaker

The Difference Betweene M^{r} *Bogue* and M^{r} *Rich Whittaker* is referred to the third day of the next Court

Merebath ord^{r} whipping

The difference betweene *Mary Merebath* and M^{r} *Rob^{t} Howſing* & Coll *Jn^{o} Dodman* about a falſe and ſcandalous complaint made by the ſaid *Merebath* is diſmiſt and the ſaid *Mary Merebath* ordered to have twenty laſhes on her bare back ſhe being capaple of makeing noe other Satisfac̃on

Clarke vs Jenkins Atachm^{t}

Atachm^{t} is granted to *Math Clarke* ag^{t} *Nick Jenkins* for what ſhall appeare due being retorned *non eſt inventus* by the Sherr of *Weſtm^{r}land* County retornable according to Act.

Clarke ord^{r} charges.

Ordered that *Mathew Clarke* pay vnto *Randall Kirke* according to Act being ſumoned to this Court as an evidence ag^{t} *Jenkins*

referr *Morryſon* and *Jarvis*

The difference betweene M^{r} *Morryſon* Attor of M^{r} *Lory* and M^{r} *Tho: Jarvis* is referred to the third day next Court

Edwards vs Sutton

In the difference betweene M^{r} *Phillip Edwards* m^{r}chant p^{l} and *Jn^{o} Sutton* Def^{t} about ſervitude *It is ord^{r}ed* that the Sherr of *Middleſex* forthwth vpon fight hereof take into his cuſtody the body of the ſaid *Jn^{o} Sutton* and him to detayne in Safe cuſtody Soe that the ſaid Sherr have him ℘ſonally to appeare before the Governo^{r} and Councell on the third Day of the next Gen^{ll} Court then and there to anſwere the Said *Edwards* Complaint

Drumond

Drumond and *Evelyn* attachmt *Currer*

Whereas Mr *Willm Drumond* claymed a debt due from the eſtate of Mr *Jne Currer* decd amounting to one hundred Sixty five pounds Six Shill and two pence and there being an atachment Served and retorned by the Sherr of *Rappā* in the hands of Mr *James Key*, and Capt *Chriſtopher Evelyn* alſoe claymeing another debt due from the eſtate of the ſaid *Currer* the attachmt is continued in the ſaid Mr *Keyes* hands and a reffer is granted to the third Day of the next Court. Where each partye is to make appeare their debts and their prioritye

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Apl the ſixth forenoon

[p̄ſent]

GOVERNOR &c Sr *Hen: Chicheley Tho: Ludwell* Secr *Edwd Diggs* Majo[r] Genll *Bennett* Coll *Read* Coll *Bacon* Coll *Warner* Coll *Willis Hen: Corbyn* Lt Coll *Parke* Coll *Jennings Tho Ballard* Eſqrs

Abrahall vs. Lee

It is ordered that Mr *Richard Clarke* who is now the p̄ſent Attorny of Mr *George Lee* of *London* Marchant deliver vnto Coll *Robert Abrahall* his bond forthwth for foure hundred pownds *Sterl* for paymt of two hundred pounds *Sterl* the Debt being paid.

Inſerted in the above ſaid Mr *George Lees* letter Dated in *London* the 26th of *October* 1670 directed to *Jne Bowler* theſe words vidz *for* Abrahall *whatever the iſſue of the Court doe not you deliver any of the writeings for I will not looſe if I can gett by any meanes*

Bullock vs Coll *Jennings* as Guardian to *Mathewes*

In the Difference vpon a referrence between *Robert Bullock* Sonne and heire of *Willm Bullock* wch was Sonne and heire of *Hugh Bullock* plt And Coll *Peter Jennings* Guardian to the orphnt of Coll *Matthewes* Decd defendt about a p̄cell of Land conteyneing five thouſand five hundred acres of Land in *Warwick* County *It is ordered* after much conſideration that the ſaid *Robert Bullock* be poſſeſt wth the ſaid lands and mill and appurtences there vpon and in caſe the ſaid *Jennings* as Guardian aforeſaid Shall refuſe to deliver poſſeſſion of the ſaid land and p̄miſſes then the Sheriff of *Warwick* County is hereby Impowred and required to put the ſaid *Bullock* or aſſignes into poſſeſſion of the ſaid lands and p̄miſſes *And it is futher ordred* that the ſaid Coll *Jennings* as guardian aforeſaid pay coſts *als* exec

Reeve non *Elliott*

Mr *ffrancis Reeve* Nonſuites *Wm Elliott* Guardian to *Tho: Elliott* noe Declaration being filed, *is ordred* to pay coſts & damages according to Act *als* exec

Bowler vs Beſt

Atachment is granted to Mr *Bowler* agt the eſtate of *Henry Beſt* for payt of two thouſand pownds of Tobo and Caske the ſaid *Beſt* being retorned *Non eſt inventus* by the Sherr of *Nanſemd* County

Gwyn vs Reeve Exec

The order that Mr *John Gwyn* Cl plt and Mr *ffra: Reeve* defent about an vmpirage of Coll *Spencers* obteyned by the ſaid Mr *Gwyn* at a Court held for *Gloſter* County the 27th of *January* 1670 is confirmed agt the ſaid *Reeve* wth coſts and damages according to Act as in caſe of appeales the ſaid *Reeve* appealeing and noe cauſe for the ſame appeareing

Apl

Ap^{l} the ſixth 1671 afternoone

[p̄ſent]

GOVERNO^{R} S^{r} *Hen: Chicheley Tho: Ludwell* Secr Co^{ll} *Read* Co^{ll} *Warner* Co^{ll} *Bacon* Coll *Willis* Coll *Swann Hen: Corbyn* L^{t} Coll *Parke* Co^{ll} *Jennings Tho: Ballard* Eſq^{rs}

Culpepers claime to y^{e} N: pattent

Whereas yeſterday there was a pattent p̄ſented and read in Court from the Kings moſt excellent Ma^{te} granted to *Henry* Earle of *S^{t} Albans Jn^{o}* Lord *Berkeley* S^{r} *W^{m} Morton* and *Jn^{o} Tretheway* eſq^{r} a p̄priety in Severall lands lying betweene the rivers of *Rappā* and *Potomack* wth many privileges as by the ſaid pattent may more at large appeare w^{ch} ſaid Lett^{rs} pattents are founded vpon the ſurrender of other Lett^{rs} patts granted by his moſt Sacred Ma^{te} in the firſt yeare of his reigne at *St Jermaines* . . . as well to *Jn^{o}* Lord *Culpeper* and *Alex Culpeper* their heires and aſſignes as to other p̄ſons therein named and *where as Alexander Culpeper* Eſq^{r} on behalf of *Tho:* Lord *Culpeper* Baron of *Thoreſway* as for himſelfe Informes this Court that *Tho:* Lord *Culpeper* and *Alex Culpeper* the Sonnes and heires of *Jn^{o}* Lord *Culpeper* nor their fathers to whome they were granted hath never made any Surrender of their ſaid right to the ſaid Lett^{rs} pattents and deſires that their clayme may be entred w^{ch} is accordingly granted

Culpeper vs Bruce

M^{r} *Jn^{o} Culpeper* and *Elizabeth Bruce* the Adm^{x} of *walter Bruce* dec^{d} appeares in Court and by their mutual conſents referrs the difference between them to the Arbitration of Co^{ll} *Blake* and Cap^{t} *Tho Godwyn* and in caſe they cannot agree then Majo^{r} Gen^{ll} *Bennett* who is by their conſent deſired to be vmpire finally to end and determine the ſaid difference

Davis vs Bruce

M^{r} *Edward Davis* and *Eliz Bruce* the Adm^{x} of *walter Bruce* dec^{d} appeares in Court and by their mutual conſents referrs the difference between them to the Arbitration of Coll *Blake* and Cap^{t} *Tho: Godwyn* and in caſe they cannot agree then Majo^{r} Gen^{ll} *Bennett* who is by their conſents deſired to be vmpire finally to end and determine to ſaid difference.

Buſhrod vs Dixon

Whereas in a difference betweene M^{r} *Tho: Buſhrod* and M^{r} *Rich Dixon* about land at laſt Court it was ordered that a Jury and a Surveyo^{r} ſhould Enquire what land it was that the ſaid *Buſhrod* ſold vnto the ſaid *Dixon*, w^{ch} ſaid Juro^{rs} verdict is retorned to this Court where they find that the ſaid land and plantation vpon w^{ch} M^{r} *Tho: Owen* did lately live is the land in difference and ſold by the ſaid *Buſhrod* to the ſaid *Dixon* *It is therefore ordered* after much debate that the ſaid Juro^{rs} verdict be confirmed, and *Buſhrod* ordered to pay coſts *And it is further ord^{r}ed* that M^{r} *Milner* Survey and lay out the ſaid *Dixon* ſoe much land as the ſaid *Buſhrod* ſold vnto the ſaid *Dixon* according to the ſaid Juro^{rs} verdict

Burnham vs Parrott

Whereas in the difference between M^{r} *Burnham* & M^{r} *Richard Parrott* on behalfe of the orph^{ts} of *Dañl Welſh* dec^{d} It was ordered that Co^{ll} *Jn^{o} Catlett* M^{r} *Jn^{o} Lewis* and M^{r} *Robert Beverley* wth a Jury ſhould Survey and lay out the lands in diſpute between them which accordingly the ſaid M^{r} *Beverley* and M^{r} *Lewis* hath done by conſent of all p̄tyes and retorned their report to this Co^{rt} wth the verdict of the Jury w^{ch} ſaid report and Juro^{rs} verdict the Court doth confirme *and it is ordered* that the ſaid M^{r} *Burnham* have

have hold poſſeſſe and enjoy the ſaid land in diſpute according to the bounds of the ſaid Surveyo[rs] and Juro[rs] report w[ch] is ordered to be recorded *And it is further ordered* that the ſaid *Parrott* pay coſts *als* exec and the ſaid M[r] *Burnhams* account of coſts and charges to be p̄ſented to next Court for his allowance

Bowler vs Leare

In the difference betweene Cap[t] *Jn[o] Barber* who marryed the relict of Cap[t] *Edwd Streater* and M[r] *Tho: Bowler* and in the difference betweene the ſaid M[r] *Bowler* & Majo[r] *Leare* about thirty pownds *Sterl* and foure hundred pownds of Tobō and Caske the Court haveing w[th] much care and examination of many Circumſtances relating to the ſaid Differences, and being very well ſatisfied in the reputations of the ſaid M[r] *Bowler* & M[r] *Leare* although the Court doth think that there is ſome miſtake betweene them, doth think fitt to put a moderate temper to the ſaid Difference, doth give Judgm[t] to the ſaid Cap[t] *Barber* for the ſaid Summe of 30£ *Sterl:* and 400£ of Tobō and Caske but doth referr by whome it ſhall be paid till next Court whether by the ſaid M[r] *Bowler* or M[r] *Leare* or both

Mynns ord[r]

Majo[r] *Hone* M[r] *May* M[r] *Biſſe* & M[r] *W[m] Bird* being vpon the pet of M[r] *James Mynns* are ordered to meet at Some convenient tyme vpon notice given them at the houſe of M[rs] *Tabitha vnd[r]wood* and there examine and take the Depoſicons of ſuch p̄ſons as M[r] *Mynns* ſhall bring before you relating to the diſcovery of a will ſuppoſed to be made by Majo[r] *Edloe* dec[d] and abſconded by his relict and the ſaid Gent or any one of them are hereby Impowered to iſſue out Summons for the appearances of any evidences if need require *And it is further ordered* that the Court of *James Citty* County take care about the Settlem[t] of the orphants eſtate

Woolward vs Bacon

The Award and vmpirage between Cap[t] *Will[m] Woolward* and Co[ll] *Bacon* about the determination of their great difference about land is p̄ſented in Court and ordered to be recorded and Co[ll] *Bacon* is to hold poſſeſſion of the Said lands vntill Cap[t] *Woolward* hath paid him the Sume menc̄oned in the Said Award, And to give the Said Cap[t] *Woolward* his bond that he the Said *Woolward* ſhall receive all the p̄fitts of the Said land Since the award and to Surrender poſſeſſion of the land to the Said *Woolward* or his aſſignes . . . all the money is paid/

Ligon p̄ Land

L[t] Co[ll] *Thomas Ligon* hath order granted to pattent a p̄cell of Land about two hundred and fifty acres in *Hen[o]* County adjoyneing to the land of *Thomas Wolls* form[r]ly granted to *James Akin* and by him Deſerted Entring rights according to Law/

S[r] *Chicheley vs Potter*

The whole difference betweene S[r] *Henry Chicheley* and as Guardian to Cap[t] *Wormeleys* orpht p[lt] and L[t] Co[ll] *Potter* defend[t] is referred to be audited by the Hon[ble] *Edw[d] Diggs* Co[ll] *Nath Bacon* Co[ll] *ffra: Willis* and *Tho Ballard* Eſq[rs] and to that purpoſe the aforeſaid Geñt are deſired to meet at the Houſe of Co[ll] *Peter Jennings* vpon the 15[th] day of *May* next, and make report of their Said auditt to the third Day of th[e] next Gen[ll] Court in caſe they doe not put a finall determination therevnto w[ch] by this Court is deſired *and it is ordered* vpon the reaſonable motion of the ſaid Co[ll] *Potter* that a publication of evidences be had and alſoe that the Said Co[ll] *Potter* have a *dedimus potem̄* for examination of witneſſes in the Said Differences/

Kempe

Kempe vs Parrott — *ordered* that Mr *Mathew Kempe* be paid one thouſand pownds of Tobõ and Caske by Mr *Rich Parrott* for his trouble about attending the Surveyor and Jury in the difference between the Said *Parrott* and Mr *Burnham*/

White p̄ Lands — Mr *Willm White* hath ordr granted to pattent three hundred acres of Land in the *Iſle of Wight* County formrly granted to *Wm Porter* and by him Sold to *Robert Key* and by them Deſerted Ent rights &c/

ordr about Jayle birds — *Whereas* there was an order read in Court from the Kings moſt excellent matie and his Councell that noe *Newgate* or Goale birds ſhould be imported into this Collony or other parts of *America*, *It is now ordered* that all maſters or Commandrs of any Ship or veſſell marchts and other p̄ſons whatſoever Importing Servants into this Collony ſhall not carry of their Servants from aboard vntill notice be given to the reſpective Collector or Collectors of the river where they ride that the Said Collectors may make enquiry whether any of the Said Servts be imported hither contrary to the Said order from the King and Councell/

Kirby p̄ Land — *John Kirby* hath order granted to Survey and pattent what waſt & unpattented land as ſhall be found betweene the bounds of his owne *Edward Wills* and *Humphrey Meads* lands in *Glofter* County not p̄judicing any formr grant and giveing the neighbourhood notice of the tyme of Surveying and entring rights according to Cuſtome/

Gwynn et Young — *Whereas* there was a wager laid betweene Mr *Rich Young* and Mr *Humphrey Gwynn* about a Servant maid named *Margarett Rawlyns* and the queſtion being before this Court whether it were a wager or not *It was the Judgmt* of this Court that it was a Legall wager and he that loſt ought to pay/

Seventh of *Aprill* 1671

[p̄ſent]

GOVERNOR Sr *Hen: Chicheley Tho Ludwell* ſecr *Edwd Diggs* Coll *Read* Coll *Warner Hen: Corbyn* Coll *Willis Tho: Ballard* Eſqrs

Reddiſh arraigned — *Edward Reddiſh* being indicted vpon Suſpition for murthering of *Richard Davis* was by the Grand Jury found *Billa vera* and by the petitt Jury found Guilty of Manſlaughter vpon wch he craved the benefitt of his Clergy and did read and by the Governors Clemency and mercy was acquitted from burneing/

Shaw arraigned — *Thomas Shaw* being Indicted for murthering of *Tho Seaman* was by the Grand Jury found *Billa vera* and by the Petitt Jury found Guilty of murther the Governor with the Conſent of the Councell p̄nounced Sentence of Death agt him/

Moore vs Stubbs — In the difference betweene *Rich: Moore* on his owne behalfe and as Attorny of *Thomas Glaſbrooke* plt and *John Stubbs* defendt *It is ordered* that Mr *Lowrence Smith* and Mr *Rich: Booker* doe vpon the twentieth of this inſtant meet at the houſe of *John Stevens* haveing tymely notice given them and then and there will examine auditt and State the accounts between them the Said *Moore* and *Stubbs, and it is further ordered* that in caſe the Said Mr *Smith* and Mr *Booker* doe not agree in auditing and Stating the accounts betweene the Said p̄tyes then Mr *Xpofer Rigault* is appointed to be

be Vmpire and to auditt the difference and accounts betweene them *And whereas* there are Severall goods of the ſaid *Stubbs* wch are atached by the Sherr of *Gloſter* and were appraiſed *It is ordered* that the appraiſement be invalid and the ſaid Mr *Smith* and Mr *Booker* are hereby ordered to appraiſe the ſaid goods Soe atached that is to Say what goods are remaineing of the Invoyce to be valued accordingly and what other goods there are that were not . . . appraiſed they are now to be valued vpon their oathes and make report to the third Day of the next Court and the Security for *Stubbs* appearance at this Court is to continue till the cauſe be Determined

Clarke vs Aſhborne — *William Clarke* Servt to *Jno Aſhborne* who marryed the Relict of *Stephen Cotſworth* is Declared free.

Bacon vs Grove — In the difference betweene Coll *Bacon* as ffeoffee in truſt of *Thomas Pettus* plt and Capt *Jno Grove* defendt *It is ordered* yt the ſaid Capt *Grove* deliver vnto the ſaid Coll *Bacon* as ffeoffee aforeſaid what goods and Chattles is due to the ſaid *Pettus* menc̃oned in a Deed of ffeoffment made by the mother of the ſaid *Pettus* to the ſaid Coll *Bacon* and Mr *ffreeman* in truſt for the ſaid orpt and that he make Speedy paymt and delivery thereof.

Whitty vs Aldridge — The atachmt retorned by the Sherr of the *Iſle of Wight* vpon a Sloope of *Bennett Aldridge* for a dt due to Capt *Jno Whitty* of foure thouſand Six hundred pownds of Tobō and Caske is continued *And ordered* that the Attorny of the ſaid *Aldridge* have notice given him that he may replevyn the ſaid atachmt and alſoe to appeare at next Court to ſhew reaſon wherefore Judgmt ſhould not be granted vpon the atachmt

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Aprill the Eighth 1671

[p̃ſent]

GOVER Sr *Hen: Chicheley Tho. Ludwell Edwd Diggs* Coll *Read* Coll *Warner* Coll *Willis Hen: Corbyn Tho: Ballard* Eſqrs

Ordr p̃ *Ware* p̃riſh Gleebe — *Whereas Jno Twynney* in *Aprill* Court 1669 obtayned ordr of this Court for three hundred acres of Land in *Gloſter* County p̃ſented to be Deſerted by *Zac̃h Cripps, And whereas Zachary Cripps* did by his laſt will and Teſtamt give and bequeath the ſaid three hundred acres of Land for a Gleebe to *Ware* p̃riſh It being the opinion of the Court that land given to a church cannot Lapps *It is therefore ordered* vpon the petition of Coll *ffrancis Willis* on behalfe of the ſaid p̃riſh that the aforeſaid ordr and pattent of *Twynnys* be null and void to all intents and purpoſes whatſoever and the land be returned to the uſe of the ſaid p̃riſh according to the will of the ſaid *Cripps.*

Coll *Read vs Moore* — Judgmt is granted to Coll *Geo: Read* agt the eſtate of *Thom Glaſbrooke* and *Richard Moore* for paymt of three pounds ten Shill *Sterl* being charged vpon the ſaid *Glaſbrooke* and returned p̃teſted being due for the Impoſt of the two Shill p̃teſted wth Damages and coſts as in caſe of p̃teſts *als* exec

Davis vs Briggs — In the Difference betweene *Jno Davys* and *Charles Duthace* in the right of their wives plts and *Richard Briggs* Defendt about lands and the p̃ſonall eſtate of *Tho: Boſwell* decd, *It is the Judgmt of this Court* that the Right of the eſcheat belongs to the Said *Davis* and

and *Duthace* in the Right of their wives, and the right to the ꝑſonall eſtate is referred to the third Day of the next Coꝛt where it is to be Determined in whome the Right to the ꝑſonall eſtate doth belong

Lane vs Bryan

Whereas Robert Bryan as Landlord to *Roger Cleaveland* appealed from an order of *Gloſter* Court Dated the 16th of *November* 1670 in a difference between the Said *Cleaveland* and *Valentine Lane* about a barrell and halfe of Corne and alſoe ꝑtending a clayme to the land wherevpon the Corne grew and the Said *Bryan* not appeareing to ꝓſecute his Said appeale *It is ordered* that the Said order of *Gloſter* Court be confirmed and *Bryan* ordered to pay Damages and coſts according to Act as in caſe of Appeales *als* exec

Potter vs Carter

exec vs Corp

Judgmt is granted to Lt Coll *Cutberth Potter* agt Capt *Jnº Carter* for payment of two thouſand pounds of Tobo being by the Court adjudged due to the Said Lt Coll *Potter* as he was Sherr of *Lancaſter* County for fees and other charge about the apprehending of ſeverall mutinous Servants belonging to Coll *Jnº Carter* father of the Said Capt *John Carter* wth all coſts *als* exec

ordr Cocquett money

Coll *George Read* one of the Collectoꝛs of this Country mooveing this Court that they would be pleaſed to Impoſe a certaine rate for Cocquett money, *It is by this Court thought fitt* that for the ꝑſent a ſhilling for each Cockquett be allowed till the next aſſembly and then to be confirmed if they think fitt

Reynolds vs Poyntz

Whereas Capt *Jnº Poyntz* appealed from the Judgmt of the *Iſle of Wight* Court dated the tenth Day of *December* 1670 in a difference betweene *Rich Reynolds* and the Said *Poyntz* for Eight hundred nynety Six pounds of Tobō and Caske is by this Court confirmed the Said *Poyntz* not appeareing to ꝓſecute And the ſd *Pontz* ordred to pay Damages and coſts as in caſe of appeales *als* exec

Edwards vs Needles

The Difference betweene *Phill Edwards* marchant admr of Capt *Jnº Williams* decd and Mr *Jnº Needles* defendt is referred to the third day of the next Court where the Said *Needles* is vpon his oath to deliver his anſwere in writeing to the ſaid *Edwards* petitioner

Reynolds vs Poyntz

Whereas Capt *John Poyntz* before Judgmt paſſed appealed from an order of the *Iſle of Wight* Court Dated the tenth day of *May* 1670 in a difference between *Rich Reynolds* and the ſaid *Poyntz* about three hundred Gallons of tyte caske and the Said *Poyntz* not now appeareing, *It is ordered* that the Said *Poyntz* pay Damages and coſts as in caſe of appeales *als* exec *And it is further ordred* that the determination of the Said cauſe be tryed in the ſd *Iſle of Wight* Court

Clayme *vs Dudley*

All Differences betweene Capt *Phillip Edwards* and Mr *Willm Dudley* are for a finall end and determination thereof referred to *Henry Corbyn* Eſqr and Mr *Robert Beverley* where all accounts writeings and evidences are to the ſaid Auditoꝛs to be ꝓſented, and there auditt to be a finall Determination the tyme and place to be agreed vpon by the Said ꝑtyes

Buſby non: *Diſton*

Tho: Buſby non ſuites *Tho: Diſton* noe Declaration being filed

Whitty non: *Cummings*

Capt *Jnº Whitty* non ſuites *Willm Cummings* noe Declar being filed

ffoxhall

ffoxhall vs Lord

Whereas at the laſt Court Co[ll] *Jn°* *Catlett* Cap[t]: *Hawkins* Majo[r] *Jn°* *Weire* and M[r] *Jn°* *Mott* were by conſent appointed to enquire and examine into all differences of acc[ts] Awards arbitracõns ord[rs] and all other Differences whatſoever betweene M[r] *Jn°* *ffoxhall* and Cap[t] *Jn°* *Lord*, *And whereas* this Co[rt] is informed that by reaſon of Majo[r] *Weires* abſence the other Geñt could not p̃ceed, *It is now ordered* that the aforeſaid laſt Co[rts] ord[r] be confirmed w[th] this addicõn that any three of them p̃ceed w[th] liberty to iſſue out ſummons for evidences in the ſaid Differences and to adminiſter them their oathes and to take their depoſicõns

Place vs Stith

ffor a finall determination of the Difference betweene M[r] *Rowland place* and M[r] *Jn°* *Stith* about land *It is ordered* that a Jury of the moſt ancient and knowing Inhabitants and neighbo[rs] Dwelling at or neare *Buckland* being lawfully Sumoned by the Sheriff of *Charles Citty* County w[th] the aſſiſtance of M[r] *James Mynns* a Surveyo[r] doe meet vpon the ſaid land in Difference vpon the 26th of *July* next and there lay out the Said M[r] *Place* his land according to the Ancient reputed bounds and make report of their ſaid verdict to the third Day of the next Court w[ch] Jury are to be Sworne by Some majiſtrate

All differences now not determined and retorned upon the Docquett are to be heard the 20[th] of *May* next to w[ch] time the Court is adjourned

Teſt *Rich Awborne Cl Con*

AT A Genll Court held at *James Citty* the 22th Day of *May* 1671

[p̄ſent]

SR *WM BERKELEY* knt Governor &c Sr *Hen: Chichley Tho: Ludwell* Secr Major Genll *Smith* Lt Coll *Parke Thomas Ballard* Eſqrs

The Court Adjourned till to morrow at tenn of ye Clock

May the 23th 1672

[p̄ſent]

GOVERNOR &c Sr *Hen: Chichley Tho: Ludwell* Secr *Edward Digges* Major Genll *Smith* Coll *Bacon* Lt Coll *Parke* Eſqrs *Tho: Ballard*

Smith p̄ Land

Major Genll *Robert Smith* hath Seven yeares further tyme granted him to plant and Seat ninteen hundred acres of Land in the freſhes of *Rappā* . . .

Jennings p̄ land

Peter Jennings Eſqr hath Seven yeares further tyme to Seat and plant Eight hundred acres of Land in the freſhes of *Rappā* River comonly called the *hopyard*

Jefferson p̄ Land

Robert Jefferſon hath order granted to pattent one hundred & fifty acres of Land or thereabouts formerly granted to Mr *Tho: Viccars* and *Jno Buckner* and by them aſſigned to *Jno Booth* in *Gloſter* County and by them Deſerted Entring rights according to Act

Skipwith vs Dudley

The Difference betweene Dame *Ann Skipwith* on the behalfe of her Sonne Sr *Wm Skipwith* plt and *Wm Dudley* Deft is referred to the third Day of the next Court

Ordr p̄ admn on Coll *Scarburgh* eſtate

Vpon requeſt and relinquiſhment of *Mary Scarburgh* relict of Coll *Edmond Scarburgh* Decd and vpon petition of *Charles Scarburgh Jno Weſt* and *Devorax Browne* owne Sonne and Sonnes in Law of the Said *Scarburgh* Decd Admcon is granted them the Sd *Charles Scarburgh Jno Weſt* & *Devorax Browne* on all the p̄ſonall eſtate the Said Coll *Scarburgh* Dyed Seized of in the Country *And further ordered* that the Court of *Accomack* take bond from the Said Admrs with good and Sufft Security for true and Juſt Admcon according to Law vpon which Security given *it is ordered* that Coll *Kendall* Capt *Jno Cuſtis* Mr *Wm Cuſtis* & Major *Wm Andrewes* vpon their oathes Inventory and appraiſe all and Singuler the Said eſtate wch Inventory is at the next Genll Court together wth the bond for admcon to be p̄ſented vpon the oathes of the Said Admrs and others if any be that may be further knowing therein *And it is further ordered* that the Said Admrs ſhall in the firſt place before they diſpoſe or pay away any of the Said Eſtate fully Satisfye and pay vnto *Thomas Ludwell* Eſqr Attorny of Mr *Jno ffarvax* the full of a Judgmt for a certaine Sume of money in *October* Court laſt, confeſt by the Said Coll *Scarburgh* as thereby appeares, vpon giveing Security p̄ admcon above the late warrant from the Governor about ye eſtate p̄ſecucon therevpon to be taken vp and void

Lane

Lane non: *Bryan*

Valentine Lane non Suites *Robert Bryan It is therefore ord'ed* he pay Damages according to Act w^th^ coſts of Suite

*Wright*s ord^r^ about *ffloure*s eſtate

The Petition of *Jn^o^ Wright* Attor of *Richard Ellis* Exec^r^ of *Dan^l^ ffloure* Concerneing the eſtate of the Said *ffloure*s in this Country referred till next Court

Light p̄ land

Vpon the petition of *George Light It is ord'ed* he by M^r^ *Jn^o^ Lewis* and Cap^t^ *W^m^ Clayborne* Surveyo^rs^ Survey his the Said *Light*s tract of land he now liveth on and if any Surplus be found more then grant by pattent in Surveying he to have a grant thereof Entring rights according to cuſtome and that *Robert Peirce* and M^r^ *Major* and ſome three or foure more of the neighbouring Inhabitants be p̄ſent at the Survey

*Drummond vs Curr^s^* eſtate

It is ordered that M^r^ *Will^m^ Drumond*s clayme and Atachm^t^ againſt the eſtate of *Jn^o^ Currer* dec^d^ in the hands *James Key* in this Country be referred till *Aprill* Court next where the d^t^ made Juſtly appeare this Court will p̄ceed to further examinac̄on and Judgm^t^ therein as alſoe to a debt claymed by Cap^t^ *Evelin* due from the ſ^d^ *Currer*

*ffofter*s will p̄ved

The laſt will and Teſtament of M^r^ *Henry ffofter* p̄ved in Court by the oathes of *Humphry Simonds* and *Edward Wilſon* and vpon petition of *Elizabeth* the widd and exec a p̄bate is granted her of the ſame

*Stock*s ord^r^ &c

Ordered that M^r^ *Jn^o^ Page* M^r^ *Jas Bray* M^r^ *W^m^ Mumford* & M^r^ *Bracegirdle* or any three or two of them in Some ſhort tyme by them to be appointed view examine and Inventory the bookes pap^rs^ and eſtate *Rich Stock* died Seized of

Vaſſall vs Lord

Co^ll^ *Jn^o^ Vaſſall* arreſting Cap^t^ *Jn^o^ Lord* to this Court and he not appeareing Judgment is granted ag^t^ the Security for what ſhall be made appeare In . . . due the third Day of the next Court in caſe the ſaid *Lord* appeare not according to Act.

Place vs Pleaſants

In the difference betweene M^r^ *Jn^o^ Pleaſants* Attorny of M^r^ *James Janny* marc^ht^ p^lt^ and M^r^ *Rowland Place* marc^ht^ Defend^t^: in a croſs acc̄on vpon Several acc^ts^ and marchandizes *It is ord'ed* that M^r^ *Randolph* M^r^ *Mynns* and M^r^ *Biſſe* examine and auditt the acc^ts^ on both ſides & report the Same to the third Day of the next Gen^ll^ Court for Judgment thereon/

Drumond vs Hyre

In the difference between M^r^ *W^m^ Drumond* p^lt^ and *James Hyre* Attorny of M^r^ *w^m^* . . . who married the Relict of Cap^t^ *Jn^o^ Whitty* Dec^d^ vpon a refferr from *October* Court laſt to this is referred to the third Day of the next Gen^ll^ Court where if *Hyre* appeare not Judgm^t^ to paſſe ag^t^ the Security for what ſhall be made appeare Due w^th^ coſts he the ſaid *Drumond* now claymeing by his petiō Two hundred twenty two pownds Seven ſhillings Nyne pence and ſome cattle and Servants.

Crews vs Pleaſants

The Judgm^t^ for a nonſuite *James Crewes* obtayned ag^t^ *Jn^o^ Pleaſants* Attor to the Exec^r^ of *Jn^o^ Beauchamp* dec^d^ in *Hen^o^* Court is confirmed w^th^ Damages according to Act with Coſts.

Yarrow p̄ Land

*James Yarrowe*s petic̄on about lands for confirmac̄on of a Survey ſupended till the third Day of the next Court.

24^th^ of *may* 1671

[p̄ſent]

GOVERNO^R^ S^r^ *Hen: Chichley Tho: Ludwell* Secr *Edwd Diggs* Major Gen^ll^ *Smith* Co^ll^ *Swann* Coll *Bacon Theo: Bland* L^t^ Co^ll^ *Beale* L^t^ Co^ll^ *Parke* Eſq^rs^

Lee vs Appleton

The Difference betweene *Robert Lee* Attor of *Godfry Lee* of *London* marchant plt and Mr *Jn° Appleton* as marrying the Relict of *valentyne Peyton* decd refer to 3d day next Court.

Whiteing vs Walker

The Difference betweene *Hen: whiteing* plt and Major *Tho: Walker* deft is refef to the third Day next Court.

Hunts ordr p̄ appra

Major *Theo Hone* Mr *Wm May* Mr *Rich: James* & Mr *wm white* are appointed to inventory and appraiſe all the eſtate *Tho. Hunt* died Seized of they to be Sworne to doe the Same and the Said Inventory to be p̄ſented to the next Genll Court.

Vaſſall vs Saffin

The Difference betweene Coll *Jn° vaſſall* plt and Mr *Jn° Saffin* Deft about Debt referr to the third Day of the next Genll Court where if the ſaid *Saffin* appeares not Judgmt to paſſe agt him for what ſhall appeare due.

Vaſſall vs Saffin

The Difference betweene Coll *Jn° vaſſall* plt and Mr *Jn° Saffin* deft in an accon of Defamation is referred to the third Day of the next Court where it is ordered he p̄ſonally appeare/

Kirkman vs Phipps

The ſuite of *Jn° Phipps* agt Capt *ffra: Kirkman* is Diſmiſt and *ordered* that the order obteyned the laſt *James Citty* County Courte by *Kirkman* on the verdict of a Jury in the p̄miſſes be confirmed and *Phipps* ordrd to pay coſts of Suite *als* exec.

Wakelin vs Rowſe

In the difference betweene Mr *Math Wakelin* plt and *Walter Rowſe* defendt *It is ordered* that the ſaid *Rowſe* pay vnto the ſaid *Wakelin* in full of all coſts charges diſburſemts damages and fees whatſoever the Sume of three thouſand five hundred pownds of Tobō and Caske convenient in *Eliz Citty* County by the 25th of *December* next for paymt where of *wm Alford* enters himſelfe Security All bargaines and condicons whatſoever made by *Rows* wth *wakelin* to be void.

24th of *May* afternoone

[p̄ſent]

GOVERNOR Sr *Hen: Chichley Tho: Ludwell* Majr Genll *Smith Theo. Bland Tho: Ballard* Eſqrs

Cary vs Collier

Whereas Mr *Edward Sockey* of *Yorke* County decd did amongſt other by his laſt will give aconſiderable p̄cell of Land and p̄ſonall eſtate vnto *Iſaac Collier* Sonne of *Iſaac Collier* and in caſe the ſaid *Iſaac Collier* ſhould Dye then vnto *Willm Carter* (then abſent) and in caſe of his death Such legacies & bequeſts were given to one *Judith Lothier and whereas* the ſd *Iſaac Collier* Sonne of the Said *Iſaac* dieing and the ſd *Carter* being ſtill abſent not Since heard of and reaſonably Suppoſed to be dead, *And whereas* one *Henry Cary* marrying the ſaid *Judith Lothyer* and petitioning to be poſſeſt of the Said Legacyes and bequeſts in Right of his wife, *It is ordered* he be poſſeſt wth the Same, to the full of the bequeſts and Legacies Soe given (the Land onely excepted) wch is adjudged to the Brother of the ſaid *Iſaac Collier* decd, ffor p̄formance whereof *It is ordered* Mr *Tho: Buſhrod* & Mr *Tho: Iken* at ſome convenient tyme before next Court examine the paṕs and accounts of the ſaid *Iſaac Collier* father of the ſd *Iſaac* Decd who is poſſeſt wth the ſd eſtate as alſoe the will and Settle the ſaid eſtate whereby the Said *Cary* may be poſſeſt of what is due in Right of his wife, and all payments and diſburſements of the ſaid *Collier* Juſtly

Juſtly made to be ꝑporc̃onably allowed and paid, *And it is further ordered* that the ſaid *Cary* give good bond with Security that in caſe the Said *Carter* ſhall appeare to claime that he to repay him what he is now ordered to receive

Ordr about *Edloes* Eſtate — That Capt *Robert Wynn* (if he accept) be guardian and have the Tutoring of *Jno Edloe* orpt Sonne and heir of Lt Coll *Math Edloe* to gether with the full managemt of what eſtate is or ſhall belong to the Said orpt: vpon receipt of wch eſtate the ſaid Capt *Wynn* is to give Security to the County Court of *James Citty* for the due and lawfull payment thereof

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May the 25th 1671

[ꝑſent]

GOVOR Sr *Hen: Chicheley Tho: Ludwell* Sect *Edwd Diggs* Majr Genll *Smith* Coll *Bacon* Coll *Swann Theo: Bland Tho: Ballard* Lt Coll *Beale* Lt Coll *Parke* Eſqrs

Vaſſall vs Pate — The Atachmt granted Coll *Jno Vaſſall* and Mr *Jno Saffin* for a debt due from *Henry Vaſſall* Decd and Served in the hands of Mr *Jno Pate* is continued till the third Day of the next Genll Court, where the Said Mr *Pate* is to appeare and Judgmt to paſſe thereon.

Shawes ordr ꝑ Reprieve — By conſent of all the Court that are wthin the Comiſſion of *Oyer & Terminer* that *Tho: Shaw* a priſoner Condemned at laſt Court to be hanged and repreived to this Court, be reprieved till the third Day of next *Aprill* Court, where it will be knowne whether a pardon from the King will be granted him and in the meane tyme the Sherr to take ꝓſonall Security for the ſaid priſoner

Monfords order — Mr *Willm Monford* in Court relinquiſheth his executorſhip to the will of Capt *Groves*

Bacons ordr for *Pettus* orpt *vs Groves* — Judgement is granted *Nath Bacon* Eſqr on behalfe of *Thomas Pettus* orpt agt the eſtate of Capt *Jno Grove* decd for paymt of tenn Ewes and lambs wch are to be paid by Coll *Swann* and Capt *Ramſey* Execrs of the will of the ſaid Capt *Groves*

Monford vs Swann &c — Judgmt is granted Mr *Wm Monford* Attorny of *Ann Monford* widdow agt Coll *Tho: Swann* and Capt *Edwd Ramſey* Execrs of the will of Capt *John Grove* decd for payment of one hundred and thirty pounds ſix ſhill and Eleven pence *Sterl*, and eight thouſand foure hundred and Sixty Pownds of Tobō and Caske.

Bland ꝑ Admr on *Liſtrs* eſtate — *Humphry Lifter* dyeing left an execx and she dying and none left to manage that eſtate, *it is ordered* vpon Petic̃on of *Theo: Bland* Eſqr that he be Admr of the ſaid eſtate giveing bond & Security for due admic̃on

Moore vs Stubbs — Judgmt vpon an Atachmt is granted *Richard Moor* mrchant for himſelfe and as Attorny of *Tho Glaſbrooke* vpon ſeverall goods ſeized by the Sherr of *Gloſter* County, and appraiſed towards ſatisfacc̃on of a debt due from one *John Stubbs*, alſoe that a ſloope ſeized be likewiſe delivered as ſhe coſt the ſaid *Stubbs*

Lynny and *Maſon vs Groves* Execrs — Mr *Water Chiles* and Mr *Wm May* are nominated and appointed to examine and ſettle all bills and accounts betweene *Richard Lynny* and *ffrancis Maſon* of the one ꝑt, and the Execrs of the will of Capt *Jno Grove* decd on the other ꝑt and the execrs to pay what they ſhall find due

Page vs Groves Execrs

Judgmt is granted Mr *John Page* agt Coll *Swann* and Capt *Edward Ramfey* execrs of the will of Capt *Jno Grove* decd for paymt of thirteene pownds fifteene fhillings and Nine pence

Moore vs Stubbs

In the Difference betweene *Richard Moore* Marcht for himfelfe and on the behalfe of *Thomas Glafbrooke* plts and *Jno Stubbs* deft *It is ordered* Mr *John Page* Mr *Jonath Newell* and Mr *Willm Monford* Marchts Examine the accounts betweene them begining wth the bãll of the firft account to enquire how that ballance became due and foe to ꝓceed vpon the reft of accts and in their ꝓceedings have relation to the contract made betweene them and to draw vp fettle and ftate the faid full account as expeditious as may be and retorne their ꝓceedings thereon to the third Day of the next Genll Court for Judgmt in the ꝓmiffes, that the ꝑties to meet in the ꝓmiffes is the 26th Day of *June* next at the houfe of Mr *David Newell*

Capt *Lightfoots* Comiçon Read

The Comiçon granted to Capt *Jno Lightfoot* to be Auditor Genll read in this Court who yield all due repects and obedience thereto, but wth all fubmiffion fufpends the execuçon of the fame vntill his Mates further pleafure be knowne therein the faid place of auditor being long fince before that granted by Comiçon from the power of this Country to *Edward Diggs* Efqr

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25th afternoone

[ꝓfent]

GOVERNOR Sr *Hen: Chicheley Edwd Diggs* Majr Genll *Smith* Coll *Swann* Coll *Bacon Theo: Bland* Lt Coll *Parke Tho. Ballard* Efqrs

Newell vs Clare

Ambrofe Clare being arrefted to laft *Aprill* Court at the Suite of *Jonathan Newell* for a very confidrable fume of Tobõ wch fuite amongft others was referred to this Court, And one *Samll Oufteen* being alleadged Security for appearance, and *Clare* not appeareing this Court Judgmt is granted agt the faid *Ouftin* if Security for what fhall appeare due the three day of the next Genll Court in cafe the faid *Oufteen* caufe not the fd *Clare* to appeare in the ꝓmiffes, and in cafe *Ouftin* was not Security for *Clare* then this order to be agt the Sheriff

Sr *Hen: Chicheley* ꝓ Survey of Lands

Vpon the petition of the Honble Sr *Hen: Chicheley* Knt on behalfe of Mr *Ralph Wormeley It is ordered* he Survey three thoufand two hundred acres of Land formrly granted to Capt *Ralph Wormeley* decd and to run the lyne by Includeing *old Nimcock & New Nimcock* according to pattent granted in 1649 for the faid land for difcovery of wch bounds and places fome of the Ancient Inhabitants at the requeft of the faid Sr *Hen:* are to be ꝓfent at the fd Survey, if one *Robinfon* have any Juft Complaint to be left to his remedy after Survey

Ballard vs Sherr ꝓ *Clare*

Ambrofe Clear being arrefted to this Court by the Sherr of *New Kent* County at the Suite of *Tho: Ballard* Efqr for tenn pownds *Sterl* and twelve hundred pownds of Tobo and Caske and the faid *Clare* not appeareing nor fecurity retorned *It is therefore ordred* the faid Sherriff pay the faid Sumes wth coffts in cafe he caufe not the fd *Clare* to appeare the third Day of the next Cort according to Act

Lebritton

Lebritton vs Afhtons Execrs

Whereas one *Jnº Lebritton* sometyme of *Jerfey* Marchᵗ left a conſiderable eſtate in this Country in the hands of Coll *Peter Afhton* decd wᶜʰ ſaid *Afhton* by his will left Majoʳ *Allerton* & Capᵗ *Thomas Brereton* in truſt for Execrs *And whereas ordrs* have paſt that the ſaid *Allerton* and *Brereton* ſhould not ꝑᵗ wᵗʰ that eſtate vntill the cauſe was determined but it now being alleadged yᵗ the ſaid Truſtees have paid and delivered over the ſame vnto one or both of the Brothers of the ſaid *Afhton* wᶜʰ were named execrs in the faid will, wᶜʰ faid ꝓceedings keeps the ſaid *Lebritton* out of his ſaid eſtate to his very great Damage, *It is therefore ordred* that the Court held for *Northumbrland* fully and thorowly examine the ꝓmiſſes and all bookes paꝑs and others relating thereto, to Summons all ꝑſons concerned therein in what County or Countyes Soever they dwell or bookes and papers are And that they Secure the eſtate of the Said *Afhton* Soe farr forth as it be lyable to pay what ſhall appeare due, and that the Said Execr or Execrs depart not out of this Country vntill this cauſe ſhall be fully ended, wᶜʰ ꝓceedings of the Said Court are to be retorned to the third day of the next Genll Court for Judgmᵗ therein

Beale vs Wardly

The Difference betweene Lᵗ Coll *Tho: Beale* pᵗᵗ and *Tho: Wardly* and his wife Defᵗ referred to a Jury

ffarrell vs Colby

Robert Colby being arreſted to this Court at the Suite of *Hubbard ffarrell* Attor of *Samˡ Tovey* and the Said *Colby* not appearing noe Security retorned *It is ordered* that the Sherr pay and ſatisfye what ſhall appeare due the third day of the next Corᵗ wᵗʰ coſts in caſe he cauſe not the ſaid *Colby* then to appeare according to Act

Hansford vs Sowell

The difference betweene *Willᵐ Hansford* pᵗᵗ & *Tho. Sowell* defᵗ is referred to the 3 day next Court

Adleſton vs Cheeſman

In the difference betweene *Jnº Adleſton* pᵗt and *Edward Cheeſman* defendᵗ about land *It is ordered* that in caſe the Said *Cheeſman* appr not the third day of the next Corᵗ or the third day of the then next Court forthcoming to ſhow good reaſons to the contrary Judgmᵗ will paſſe for . . .

26th of *May* 1671

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley Edwd Diggs* Majoʳ Genll *Smith* Coll *Swann* Coll *Bacon Theo: Bland* Lᵗ Coll *Beale* Lᵗ Coll *Parke Tho: Ballard* Eſqrs

Churchwardens *vs Whittaker*

A Refference between the Churchwardens of *Martyns hundred* pᵗᵗ and *Rich Whittaker* Defᵗ to the third Day of the next Court

Sr *Hen: Chicheleys* odr ꝓ audittor

Ordered that the Gentlmen appointed to auditt and ſettle Accounts betweene Sr *Hen Chicheley* knᵗ & Mr *Cuthberth Potter* be Continued to doe the Same betweene this and the next Genll Court and then deliver vp the Same

North non ſuitᵉˢ *Gilſon*

Anth North non ſuites *Andrew Gilſon* noe Decłar being filed according to Law *It is therefore ordred* he pay Damages and coſts according to Act

Wormeley vs Vaulx

Capᵗ *xpoſer Wormeley* non ſuites *James Vaulx* noe decł being filed according to Law *It is therefore ordered* he pay damages & coſts according to Act *als* exec

Hodge

Hodge vs Hone reffr

The Difference betweene *Robert Hodge* Attorny of *Arthur Holdworth* & *Grace Waters* widd the Admrs of *Robert Waters* decd plt and Major *Hone* as marrying the execx of *Wm Richardſon* decd deft is referred to the third Day of the next Court

Price vs ffox reffr

The Difference vpon appeale between *Rich Price* & Mr *ffox* is referrred to the third Day of the next Cort

Beale vs Wardly

In the Difference betweene Lt Coll *Tho: Beale* and *Alice* his wife plts and one *Thomas Wardly* and *Joane* his wife Defendt, concrning Severall Scandalous words Spoke by the Said *Joan* to the great diſparagemt and diſhonor of the Said Coll *Beale* and his wife *It is ordered* ſhe the ſaid *Joane Wardly* ſhall on her knees at the next County Court held for *york* acknowledge her hearty Sorrow and repentance for ye Same and ask pardon of the ſaid Coll *Beale* & his wife and to have a paper on her breaſt notoriouſly to diſcover the fault and at that Cort her ſaid huſband give bond for his Said wives good behavior, and pay coſts of ſuite, wch ſaid *Joane Wardly* not ꝑformeing is to have what other puniſhmt the Cort ſhall thinke moſt fitt either by Impriſonmt or otherwiſe

Hamlyn ꝑ Land

Vpon the petition of *Stephen Hamlyn* on behalfe of himſelfe and his brothers orpts of *Steven Hamlyn* decd, *It is ordred* he by a qualified Surveyor bound lay out and ſurvey the grand pattent for the land at *Waynoake* according to the bounds and nomber of acres granted in that pattent, as alſoe to Survey their owne pattent for land granted the 26th of *October* 1650 and if any Surplus be found in Surveying he the ſd *Steven* to have a grant thereof Entring rights according to cuſtome

Harlow vs Whitby

Judgmt is granted Mr *Jno Harlow* vpon an atachmt for a bill Seized and atached by the ſherr of *Warwick* of Major *Hones* made payable from him to Mrs *Kath Whitby* wch Said Judgmt is towards Satisfaccon of a greater debt claymed by the Said *Harlow* from *Whitbyes* eſtate *Hones* bill being 11645£ of Tobo and Caske

Corbyn vs Potter refer

The Difference betweene *Hen: Corbyn* Eſqr and Mr *Potter* plts and *Letitia Barber* Deft is referred to the 3 day of the next Cort

Payne vs Goodrich reffr

The difference betweene Lt Coll *Jno Goodrich* & Mr *Payne* is refered to the third Day next Cort

Haynes vs Oliver reffr

The Difference betweene Mr *Haynes* and Mr *Oliver* is referred to the third Day of the next Court.

Bayly vs Price

Joſeph Bayly arreſted to this Cort at the Suite of *Rich: Price* by the Sherr of *Lancaſter* County and he not appearing nor Security retorned, *It is therefore ordered* the Sherr Satisfye what ſhall appear due next Court in caſe he cauſe not *Bayly* appeare at next Court according to Act

Harloe vs Loyd

Mr *Willm Loyd* being arreſted to this Cort at the Suite of Mr *Jno Harloe* by the Sherr of *Rappa* and he not appeareing nor Secu retorned *It is therefore ordered* the Sherr ſatisfye what ſhall appear due next Court in caſe he cauſe not *Loyd* to appeare at next Court according to Act

Greene vs Bland Eſqr

All accounts and differences between *Roger Green* plt and *Theo: Bland* Eſqr admr of the eſtate of *Jno Holmewood* decd Defendt is referred to be examined and auditted of Capt *Robt Wynn* Mr *Hen: Randolph* & Capt *Hill* who are to meet and doe the ſame the 15th of *June* next five days before wch time the Said *Greene* is to deliver his account to ye Said *Theo: Bland* Eſqr whereby the Said *Bland* may draw up his objeccons if any be and retorne them to the

ſd

ſd *Greene* five dayes before the ſd Audite wch ſaid Auditors are to draw vp the account and the ſame to be delivered vp to the third Day of the next Genll Court for Judgmt therein

Cooper vs Alford

In the Difference between *Wm Alford* plt and *Jno Cooper* deft about a bill takeñ by *Alford* from the Said *Coo*per for fourteen hundred and odd pownds of Tobo It appeares that the Sd Sume or ꝑt of it was exaccon vpon the ſaid man by two large dues or fees taken and exacted by *Alford* for Eſcheating of Land *It is therefore ordered* that the Said whole bill be void and noe ꝑt of it paid but that the Said *Alford* be liable to pay all officers and other due fees for the Said Exaccon out of his owne eſtate wth coſts of Suite *als* execucon

The Court adjourned till the 20th *September* next

Teſt Rich: Awborne Cl. Con.

AT A Gen[ll] Court holden at *James Citty* the Twentieth Day of *September* in the yeare of o[r] *Lord* 1671

[p]ſent]

SR *WILLIAM BERKELEY* kn[t] Governo[r] *Tho: Ludwell* Secr Majo[r] Gen[ll] *Smith* Coll *Read*

Awborne p Land

Richard Awborne hath order granted to pattent foure hundred fifty five acres of Land or thereabout in *Surry* County vpon *Blackwater* form[r]ly Surveyed for *Anthony Spiltimber* and by him not Seated according to Act Entring rights according to Cuſtome

Owen p Land

M[r] *Bartholomew Owen* hath order granted to pattent ſix hundred fifty five acres of Land or there abouts vpon the *Blackwater* in *Surry* County form[r]ly ſurveyed by *Jn[o] Vincent* and by him deſerted Entring rights according to Cuſtome

Deane p Land

Jn[o] Deane hath order granted him to pattent foure hundred acres of Land on the branches of *Puſcatna* on the South ſide of *Rappa* River form[r]ly granted to *Thomas Pattiſon* and by him deſerted Entring rights according to Cuſtome

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21[th] of 7[vr] 1671

p[ſ]ent

GOVERNO[R] *Tho: Ludwell* ſecr Majo[r] Gen[ll] *Smith* Co[ll] *Read* Coll *Swann* L[t] Coll *Parke* Eſq[re]

Read vs Reeve

Whereas ffrancis Reeve Dec[d] charged home bills of Exchange for Eighteen pownds *Sterl* payable to Coll *Geo: Read* as Collector and the ſ[d] Coll *Read* Suppoſing that the ſaid bills may come in p[r]teſted *It is vpon the reaſonable petition of the ſaid Coll Read ordered* that an attachm[t] iſſue ag[t] the eſtate of the ſaid *Reeve* for the Securety of the ſ[d] Sum̃e retornable to this Court for Judgm[t] in caſe the ſaid bills comes in p[r]teſted

Pegg p Land

M[r] *John Pegg* hath order granted him to pattent two hundred and Eighty acres of Land in *Rappā* County deſerted by *Jn[o] Maddiſon* and ſince by *Edward Hudſon* Entring rights according to cuſtome

White p Lands

Ambroſe White hath order granted him to pattent thirteene hundred acres of Land vpon *Pungateague* in the vpper parts of *North Hampton* County deſerted by *Nich Waddilow* Entring rights for the Same according to cuſtome.

Randolph p Land

M[r] *Henry Randolph* hath order granted him to pattent two hundred Sixty acres of Land in *Appamatox* in *Henr[o]* County deſerted by *Jn[o] Gilliam* Entring rights according to Cuſtome.

Pickes p Land

Cap[t] *Joſias Pickes* hath order granted him to pattent three thouſand acres of Land in *New Kent* County Deſerted by Majo[r] *Will[m] Lewis* Entring rights according to Coſtume.

Cooke vs Mathewes
An Extent iſſued the 7[th] *Septemb* 1672 p *Tho. Wardſon*

An extent is granted to *W[m] Cooke* according to Law ag[t] the Lands of *Hugh Mathewes* in the *Iſle of Wight* County It being made appeare in that Court that there is Due to the ſaid *Cooke* five thouſand two hundred pownds of Tob[o] and Caske and Coſts and noe p[r]ſonall eſtate of the ſaid *Mathewes* there to be found.

Weſt

Weſt &c *vs.* *Waters* exec *vs* eſtate

Mr *Jno Waters* being arreſted to this Court at the ſuite of Capt *Jno Weſt Charles Scarburgh* & *Devorax Browne* admrs of Coll *Edwd Scarburgh* Decd for ſeventeen pownds ten ſhillings *Sterl* by bills of exchange come in ꝑteſted and the ſaid *Waters* not appeareing and *Charles Turner* retorned Security Judgmt is granted agt the ſaid *Turner* for the ſd Sume and Damages according to Act vnleſſe he cauſe the appearance of the ſd *Waters* at next Court according to Act.

21th of 7vr afternoon

[ꝑſent]

GOVERNOR *Tho: Ludwell* Secr Major Genll *Smith* Coll *Read* Coll *Swann* Lt Coll *Parke* Eſqre

Beverley ꝑ Land

Mr *Robert Beverly* hath ordr granted him to pattent ſix hundred acres of Land in *New Kent* County deſerted by *Jno Pegg* lying on the North Side of *Mattapony* river Ent rights &c.

Ivey ꝑ Land

Viceſſimus Ivey hath order granted him to Survey and pattent about foure hundred acres of waſt Lands adjoyneing to *Geo: Kemps* plantation and the land of *Benjamine Burroughs* in *Lower Norffk* County not ꝓjudiceing any formr grant and Entring rights

Readr vs *Whittaker* exec &c

In the difference betweene *Andrew Reader* and *Clement Haydon* Churchwardens of *Martyns hundred* ꝑriſh plt & Mr *Richard Whittaker* Deft about baſtardy *It is ordered* that the Said *Richard Whittaker* keep the child and pay what the ꝑriſh hath already diſburſed about keeping the Said Child with coſts of Suite *als* exec.

Tilney non. *Weſt.*

Major *Tilney* nonſuites Capt *Jno Weſt* noe Decl being filed according to Laws

Bowman non. *Weſt*

Captain *Edmond Bowman* nonſuits Capt *Jno Weſt* noe Decl being filed according to Act.

Willett vs Pigott

In the difference betweene *John Willett* as guardian to *Wm . . . Willett* his child plt and Mr *ffrancis Pigott* Defendt about Severall goods made over by Mr *Edwd Littleton* decd to Mrs *Sara Douglas* alſoe Decd is Suſpended at the requeſt of the plt and the defendt till the caſe be Stated and ſent for *England* and the opinions of ſome of the Judges be tranſmitted hither therein, and the Said *Pigott* give bond wth Security that the eſtate ſoe made over by the ſaid Deed be forth comeing vpon futher order being now in his poſſeſſion

Bullen vs King

Jno Bullen Sueing *Richard King* to this Court about a ꝑcell of Land in *Rappā* County and conſidering the poverty of the ꝑſons doe thinke fitt and accordingly order that Mr *Moſeley* & Mr *Travers* make enquiry into the ſaid difference and make report thereof to the Court of *Rappā* there to be finally ended and Determined.

Crewes vs *Pleaſants*

In the Difference betweene Capt *Crewes* plt and Mr *Jno Pleaſant* attorny of Mr *James Janncy* Execr of Mr *Jno Bauchamp* decd about a former auditt and order of *Heno* Court *It is ordered* by conſent of plt and defendt That Mr *Randall* Major *ffarow* Coll *Thomas Ligon* wth adition of Mr *James Mynns* in the roome of Mr *George Harris* for a finall end and determination thereof vpon ſufficient notice given them auditt and State the accompts and all differences betweene them and their award to be a finall end of the Said Difference.

Crewes

Crewes vs Pleafants

Mr *James Crewes* Sueing *Jno Pleafants* Attorny of *James Janncy* Execr of *Jno Beauchamp* decd to this Court for the Delivery of certaine things in his hands due the ſaid *Crewes* And it appeareing by confeſſion of the Said *Pleafants* that he hath in his cuſtody three rings a Silver thimble and two knife hafts which he is accordingly ordered forthwth to Deliver to the Sd *Crewes* wth coſts of Suite *als* exec.

22th of 7vr 1671

[p̄ſent]

GOVERNOR *Thom Ludwell* Secr Major Genll *Smith* Coll *Read* Coll *Swann* Coll *Bacon* Lt Coll *Parke* Eſqrs

Randolph p̄ Land

Mr *Henry Randolph* hath order granted him to pattent three hundred thirty five acres of Land in *Heno* County deſerted by Coll *Tho: Ligon* and Major *Wm ffarrar* Entring rights &c.

Parke vs Evelin reff

The Difference betweene Lt Col *Parke* & Capt *Evelin* is by conſent referred to the third Day of next Court.

Bryan vs ffoard

Charles Bryan nonſuites *Jno ffoard* noe Declaracon being filed according to Law

Hansford vs Seawell

Whereas Jno Hansford decd did by his will give and bequeath vnto *Willm Hansford* and *Jno Hansford* his two ſonnes & to their heires for ever Six hundred acres of Land at *Clay banke* Creeke in *Glofter* County *And whereas* there was noe diviſion made between them before the death of *Jno Hansford* the Sonne who by his will gave the Same to *Rebecca* his wife with whome *Thomas Seawell* Intermaryed *And whereas willm Hansford* Sued the ſaid *Seawell* to this Court for poſſeſſion of the ſaid moyety of the ſaid land due to him as Survivor *It is after much debate ordered* that an equall diviſion according to value be made of the Said moyety of the Said land into three equall p̄ts and the Said *Seawell* to have firſt choice in right of Dower for his ſaid wife and that the charges be drawen vp of plt and defendt and to be equally borne betweene them

Jordan non: *Hyre* &c

Capt *Robte Jordan* nonſuites *James Hyre* Attor of *Georg Read* noe Declaracon being filed according to Law

Ludwell vs Greenfeild

The Sherr of *New Kent* is hereby ordered to deliver the body of *Jno Greenfeild* into the cuſtody of the Sherr of *James Citty* County who lyes there at the Suite of *Tho: Ludwell* Eſqr by *Tueſday* next

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September 22th 1671

[p̄ſent]

GOVERNOR *Tho: Ludwell* Secr Major Genll *Smith* Coll *Read* Coll *Bacon* Coll *Swann* Lt Coll *Parke* Eſqrs

Moſeley p̄ Land

Mrs *Mary Moſeley* hath order granted to Survey and Pattent what waſt and vnpattened land ſhall be found betweene the lands of her the ſaid *Mary* given her by her father and the lands of Capt *Adam Thorowgood Robt Hodge* Lt Coll *Lambert* decd lying in *Lynhaven* p̄riſh in *Lower Norffk* County p̄judicing noe former grant and giveing the neighbourhood notice of Surveying the Land, and Entring rights

Dunſton

Dunſton vs Sallaway — The difference between *Jn°* *Dunſton* plt and *Jn°* *Sallaway* deft about land in *Surry* County given by *Peter Greene* to *Katherine* his wife wth whome the ſaid *Sallaway* ſince marryed is at the requeſt of the Defendt referred to be heard the third day of the next Genll Court in Chancery

Whiteing vs Walker — In the Difference betweene Mr *Henry Whiteing*, and Major *Thomas Walker* admr of *Thomas Perry* decd about a bond of forty pownds *Sterl* for the cure of the ſd *Perryes* wife of a diſtemper was this day fully debated in Court *and it is ordered* that the ſaid Major *Walker* as admr aforeſaid pay vnto the ſaid *Whiteing* by good and ſuffit bills of Exchange the Sume of ten pownds *Sterl* for full ſatiſfacc̃on of the ſaid bond and each p̃ty to beare his owne charges

Cockerham vs Lyddall — Capt *George Lyddall* being ſum̃oned to this Court by *Joſeph Cockerham* who marryed wth *Ann Philladay Garraway* about the diſcovery of the intents of a Deed wherein the ſaid *Ann Philladay* had made over in truſt for the vſe of herſelfe and children before her intermarryage wth the ſaid *Cockerham* to the ſaid *Lyddall* certayne goods, and the ſaid *Lyddall* in Court delivering in writing vnder his hands that the ſaid eſtate ſoe made over by the ſaid deed was for noe other vſe intent or purpoſe but for the vſe of her & her ſaid children *It is therefore ordered* that the Deed be Continue and remaine to the vſes aforeſaid

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September 23d 1671

[p̃ſent]

GOVERNOR *Tho: Ludwell* Secr Major Genll *Smith* Coll *Bacon* Coll *Swann* *Hen: Corbyn* Lt Coll *Parke* Eſqrs

Moore vs Stubbs — The Honble *Hen: Corbyn* Eſqr and Coll *Bacon* are deſired to examine and auditt the accounts betweene *Rich Moore* on his owne behalfe and as Attor of *Tho: Glaſbrooke* and *Jn°* *Stubbs* and make report thereof to this Court by *Thurſday* morning next

Corbyn p̃ Land — *Hen: Corbyn* Eſqr enters his clayme for foure yeare ſeating 100 acres of Land in *Rappā* County granted to him by pattent Dated ye 25th of 7br 1668

Hayward vs Bryan — The Difference betweene *Jn°* *Hayward* and *Charles Bryan* is referrd to the third Day of the next Genll Court

Beale vs Wardly — *Whereas Joane* the wife of *Thomas Wardly* was by this Court Ordred for ſeveral ſcandalous words ſpoken agt Coll *Beale* and *Alice* his wife, It was ordered that ſhe ſhould on her knees wth other things in the ſaid order menc̃oned at *Yorke* Court aske the ſaid Coll *Beale* and his wife forgivenes, *And whereas* it appeares that ſhe moſt contemptuoſly refuſed to doe the ſame *It is ordered* that the Sherr of *Yorke* County cauſe the p̃ſonall appearance of the ſaid *Joane* at the third Day of the next Genll Court there to receive her puniſhmt according to the ſaid order

Gates will p̃ved — The laſt will and teſtamt of *Sara Gates* wife wife of *James Gates* was this day p̃ſented in Court and approved to be a good will and a p̃bate thereof granted to *Jn°* *Wells*, *Jn°* *Naylor* one of the witneſſes being ſworne in *Lancaſter* County Court as appeares by a Certificate vndr the hand of *Edward Dale* Clerke of that Court

Moſeley

Mofeley p̄ Efcheate Land

It is the Judgmt of this Court that the land of Mr *Wm Mofeley* decd appeares to efcheate to his Mate, and that a grant thereof be had to *Mary Mofeley* his relict in the right of the children of the faid *Mofeley* and the faid *Mary* to have her dower

Page p̄ Land

Jno Page hath order granted to Survey and pattent a p̄cell of waft land in *Lower Norffk* County p̄judicing noe former grant and giveing the neighbourhood notice when he Surveyes the fame and entring rights

Harloes clayme for a dt due from Coll *Moore ffanteleroy*

It is ordered that Mr *Jno Harloes* Clayme be . . . to a debt due to him form the eftate of Coll *Moore ffanteleroy* for two thoufand five hundred pownds of Tobo and Caske . . . it may not be a barr to him from recovering his debt when . . . orphants come of age

Cary vs Collier

Vpon the petition of *Henry Cary* relating to a former order betweene him and *Ifaak Collier* about certaine goods due to him from the faid *Collier* in right of his wife *It is now ordered* by confent of both p̄tyes that Mr *Tho: Bufhrod* and Mr *Tho: Iken* be fully Impowred to moderate the extreames of all differences betweene them and finally to end and determine the fame & in cafe of difference between them the fd *Bufhrod* & *Iken* they to choofe a third p̄fon to end the fame and they to appoint their owne convenience for tyme and place

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September the 25th 1671

[p̄fent]

GOVERNOR Sr *Hen: Chicheley Tho Ludwell* Secr Major Genll *Smith* Coll *Read Hen: Corbyn* Efqrs

Cole vs Scarburgh &c

Judgmt is granted to Mr *Willm Cole* agt Capt *Jno Weft Charles Scarburgh* and *Devorax Browne* admrs of Coll *Scarburgh* decd for payment of twenty pownds *fterl* out of the faid *Scarburghs* eftate wth cofts to be paid in the next place to *ffarvax* dt by a formr Judgmt of this Court

Weft p̄ Land

Capt *Jno Weft* hath order granted him to pattent five hundred acres of Waft land Joyneing to his owne land betweene *Chickames* and *Deep* Creeke on the bay fide being broken Iflands and march land in *Northampton* County Entring rights &c

Radford vs Yarrow

In the difference between *ffra: Radford* and *James Yarrow* about land *It is ordered* that at Some convenient tyme betweene this and the third Day of the next Court Major *Harris* & Mr *Mynns* together wth a Jury of the neighbo'hood to be Sumoned by the Sherr of *Heno* County and the Court to appoint the Jury and to be Sworne by one of the Majeftrates of that County Survey and lay out the Said *Yarrowes* land according to the bounds of the Said pattent and make report thereof to the third Day of the next Court

Vaffall vs Pate

Judgment is granted to Coll *Vaffall* vpon an atachment Served in the hands of Mr *Jno Pate* as Attorny of Mr *Henry Vaffall* for Soe much as is due to Mr *Jno Saffin* in the Said Mr *Pates* hands wth cofts

Vaffall vs Saffin

The Difference betweene Coll *Vaffall* & Mr *Jno Saffin* about Defamation at the motion of Mr *Beverley* Attorny of the Said *Saffin* is referred to the next Court the third Day where if *Saffin* appeare not then to p̄ceed to Judgmt

Jordan

Jordan vs Weſt &c

Judgmt is granted to Coll *George Jordan* agt Capt *Weſt Charles Scarburgh* & *Devorax Browne* admrs of the eſtate of Coll *Edmond Scarburgh* Decd to be paid out of the ſaid *Scarburghs* eſtate wth coſts *ffarvax* Debt being firſt Satisfyed

Newell vs Man

Arnold Man appealeing to this Court from *kent* Court in a difference betweene the Said *Man* & Mr *Jonathan Newell* about ſix hundred pownds of Tobo and the Said *Man* now not appeareing to ꝓſecute *It is ordered* that the Said ordr of *kent* Court be confirmed and the Said *Man* ordered to pay Damages and coſts according to Act as in caſe of appeales *als* exec

Jervas vs Swann &c

Judgmt is granted to Mr *Thomas Jarvis* Attorny of Mr *Macnen* agt Coll *Swann* & Capt *Ramſey* execrs of Capt *Jno Grove* decd for paymt of two thouſand five hundred eighty Seven pounds of Tobo. and Caske and forty five pownds *Sterl* wth coſts

Vaſſall vs Lord

The Sherr of *Weſtmrland* County is ordered vpon forfeiture of ten thouſand pownds of Tobo and Caske to cauſe the ꝑſonall appearance of Capt *Jno Lord* at the third Day of the next Genll Court then and there to anſwere the ſuite of Coll *Jno Vaſſall* in an accon of Defamation

Junifer ꝓ land

Mr *Daniel Junifer* who marryed wth Mrs *Ann Toft* hath order granted him to Survey and pattent what waſt and vnpattented lands ſhall be found neare and adjoyneing to all or any of his Devidents of Land formrly granted to the Said Mre *Ann Toft* by patts, and likewiſe to Survey all or any of his Said Devidts now in the County of *Northampton* and if any Surplus be found wthin the Said Bounds the Said Mr *Junifer* to have a grant thereof Entring rights according to cuſtome

Tod vs Colles ꝓ auditore

The Difference betweene Capt *Tho: Todd* and Mr *Robert Colles* is by conſent referred to be auditted by Mr *Richard Lawrence* and Mr *Wm May* & Coll *Vaſſall* who are ordered to auditt the Same and make report thereof to morrow morneing Majr *Ball* & Majr *Godwyn* are added in the Roomes of Coll *Vaſſall* and Mr *May* in reſpect they cannot poſſibly attend

Jennings ꝓ *Mathewes* orpt

It is vpon the reaſonable motion of Coll *Peter Jennings* granted that Majr *Jno Smith* & Coll *Prichard* be joyned wth him in the guardianſhipp of *Jno Mathewes* orphant of Coll *Saml Mathewes* Decd Mre *Anna Bernard* who was formrly guardian being lately dead

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September the 25th afternoon

[ꝑſent]

GOVERNOR *Edward Diggs Hen: Corbyn* Coll *Read* Coll *Swann* Eſqre

Clarke vs Wheelock

In the Difference vpon an appeale from *kent* Court betweene *Abraham Wheelock* & *Mathew Clarke It is ordered* that if the ſaid *Clarke* doe not pay the Tobo according to his Specialty that then the verdict of the Jury wherein they find the ſaid *Clarke* hath Suſtayned Damages to five hundred pownds of Sweet Scented Tobo and Caske be voyd and of none effect but if it be paid according to the tenor thereof then the Said Jurors verdict is confirmed and the Said *Wheelock* ordred to pay the Same wth coſts *als* exec

Drumond

Drumond p̄l auditor

It is vpon the humble motion of Mr *Wm Dromond* to this Court that they would be pleaſed to requeſt two of this Court to examine his account agt Capt *Whittyes* eſtate and the Legallity thereof the honble *Henry Corbyn* & Coll *Bacon* are deſired to examine the ſame and make report thereof to this Court by *Thurſday* next

Oldis p̄l Land

Wm Oldis & *Robert Ruffin* hath foure yeares longer granted them from the Date of their Pattent to Seat two thouſand and fifty acres of land in the *Iſle of Wight* County vpon the branches of *blackwater*

Vaſſall vs Pate

Whereas by a former ordr of this Court Mr *Vaſſall* & Mr *Saffin* had an atachmt granted them for two hundred and ſix pownds *Sterl* agt the eſtate of *Henry Vaſſall* decd in the hands of Mr *Pate* Attorny to *ffra: Vaſſall* adm̄ of the ſaid *Henry* Judgmt is now granted the Said Mr *Vaſſall* for ſoe much as is his part being one hundred and three pownds *Sterl* in the hands of the ſaid Mr *Pate* wth coſts but noe execuc̄on to iſſue till the laſt of *December* next in wch tyme Mr *pate* may be Informed out of *England*

Jordan vs Collyer

Mr *Clement Marſh* Attorny and on the behalfe of Mr *Wm Collyer* confeſſeth Judgment to Lt Coll *George Jordan* Attorny of Mr *Thomas Waller* for payment of Eighty three pownds five ſhillings and three pence wth coſts

Beckingham

It is the opinion of this Court that what Mr *Beckingham* doth Legally expend about the defending of a title to land agt the clayme of *Giles Coles* and his wife be brought to and allowed out of the orpts eſtate

Sandſon non: *Gunnell*

Mr *Edward Sanderſon* non ſuites Mr *Edward Gunnell* noe Declaran being filed according to Law

Gully p̄l land

Tho. Gully and *Jno ffitchett* hath order granted to pattent a tract of land on the South ſide of *Rappā* river vpon the *Draggon* Swamp bounding vpon the land of *Tho: Williamſon* Junr & *Ever Daviſon* formrly granted to *Jno Maddiſon* and by him Deferted and ſince granted to *Edward Hudſon* and by him deſerted Entring rights

Hayward vs Ouſteene

Jno Hayward non ſuites Mr *Ouſteene* noe declaration being filed according to Law

Hayward vs Ouſteene

Jno Hayward non ſuites Mr *Ouſteen* Attorny of *Thomas Barber* noe Declarac̄on being filed according to Law

Parrott vs Weekes

In the Difference betweene Mr *Parrott* and Mr *Weekes* Defendt about land *It is ordered* that Mr *Lewis* and Mr *Moſeley* wth an able Jury of the Neighbourhood to be Impannelled by Mr *Thacker* Mr *Parrott* being Sherr doe Survey and lay out the Said Mr *Weekes* his land now in diſpute according to his ancient bounds of his pattent and he whome appeares to be caſt to pay the charges wch report is to be retorned to the third day of the next Court and *Henry Corbyn* Eſqr is deſired to Sweare the Surveyors Jury and chaine carriers and the tyme to be appointed for doeing the Same is referred to the plt and defent and the Comrs of the County to be of the Jury

Coles vs Beckingham

In the difference betweene *Giles Coles* plt and *Robt Beckingham* who married the relict of *Rawleigh Travers* Deft about a tract of land p̄tended to be purchaſed by *Tho: Travers* and therefore to defend to the ſaid *Coles* in the Right of his wife Daughter to the ſaid *Stevens It is ordered* that the Court of *Lancaſter middx* and *Rappā* doe carefully ſend out demands and direcc̄on to their Severall Sherrs to Sum̄on the moſt knowing and credible men of the neighbourhoods

neighbourhoods who are to confider and refolve by oath under their hands whether the faid *Travers* became poffeft of the faid lands in queftion in Right of the faid *Stevens* as marrying his widow and how long and by what right the faid *Travers* lived in it and refolve their report therein to the third Day of the next Court and that Mrs *Beckingham* declare her knowledge before Sr *Hen: Chicheley* or *Henry Corbyn* Efqr

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Semptember 26th 1671

[p̄fent]

GOVERNOR Sr *Hen: Chicheley Edward Diggs* Coll *Read* Coll *Swann* Lt Coll *Beale* Lt Coll *Parke Tho: Ballard* Efqre

Sudden vs Swann

It is ordered that Coll *Thomas Swann* pay vnto *George Sudden* the Sume of fixteen hundred pownds of Tobo and Caske & coſts *als* exec

Bramm p̄ Land

David Bramm hath order granted him to pattent a tract of land in *New Kent* County near the *Draggon Swamp* formerly granted to Capt *Wm Clayborne* and *Jno Winfloe* wch is fince fold to *Ambroſe Cleare* and by them Deſerted Rights for five hundred acres being entred in Court

Toby vs Colby

Mr *Robert Colby* confeſſeth Judgmt to Mr *Hubbard ffarrell* Attorny of *Samll Toby* for paymt of three thouſand one hundred and forty pownds of Tobo wth intereſt and coſts

White p̄ Land

Mr *Willm White* hath order granted him to pattent eight hundred and fifty acres of land in *Surry* County on the *Cypres* Swamp deſerted by Mr *Rich Mercwether* entring rights according to Cuſtome

Weſt p̄ Land

Jno Weſt hath order granted to pattent three thouſand ſeven hundred and fifty acres of Land on the South Side of *Deep* Creeke in the County of *Northampton* formerly *Accomack* Including all the necks and branches formrly granted to *Tabitha* and *Matilda Scarburgh* and by them Deſerted Entring rights according to Cuſtome

Browne p̄ Land

Mr *Devorax Browne* hath order granted to pattent three thouſand five hundred and fifty acres of Land lying on the North ſide of *Deep* Creeke in the County of *Northampton* formrly *Accomack* bounding on the bay including all necks and branches Deſerted by *Tabitha* and *Matilda Scarburgh* Entring rights according to Cuſtome

Scarburg Weſt & Browne p̄ Lands

Whereas Charles Scarburgh Jno Weſt and *Devorax Browne* Admrs of the eſtate of Coll *Edmond Scarburgh* decd Informed this Court that the ſd Coll *Scarburgh* formrly tooke vp and pattened ſeverall Tracts of Land in the County of *Northampton* wch is Deſerted *It is vpon the petition of the ſaid Scarburgh Weſt and Browne ordred* that they have a grant for thoſe lands deſerted by the ſaid Coll *Scarburgh vidz* two thouſand acres of Land lying on the North and South ſide of *Tymber* Creeke in *Accomack* Com̃ fourteen hundred acres lying on the South ſide *Stokelye* branch called *Affawoman* Creek on the Seaboard ſide three thouſand acres of Land lying on the South ſide of *Kecotank Neck* Eaſt by the Sea ſide and Weſterly into the woods, ſix hundred acres of Land being a neck called *Hogg Neck* near *Kecotank* Creek, & two thouſand

thouſand acres of Land lying on the Seaboard ſide at *Gingoeteage* Creek betweene *Gingoteague* Creek & *Swanſicutts* Creek Entring rights according to Cuſtome

Jordan vs ffegarrell

The order that Cap^{t} *Robert Jordan* as adm^{r} of *Nicholas Jordan* obteyned ag^{t} *Morris ffegarrell* at a Court held for *Lower Norff* County the 15th of *June* laſt about a negroe is confirmed to the ſ^{d} *Jordan* wth Damages and coſts according to Act as in caſe of appeales *als* exec, And *ffegarrell* to be paid what he can make appeare to be due to him out of the ſaid *Jordan*s eſtate if there be Affetts, and he not to take advantage of the Act concerning Dead mens eſtates

Place vs Stith

It is ordered for a finall end and determination of the difference betweene M^{r} *Rowland Place* and M^{r} *Jn^{o} Stith* about land *It is ordered* that Coll *Ligon* Cap^{t} *Vnderhill* M^{r} *Jn^{o} Lewis* M^{r} *Mynns* and M^{r} *Beverley* to be aſſiſtants Surveyo^{rs} doe betweene this and the next Court Survey and lay out the ſaid M^{r} *Place* three thouſand five hundred acres of Land and two hundred twenty ſeven acres of marſh according to the bounds of this ſaid pattent and make report thereof to the third Day of the next Court And M^{r} *Bland* doth give his aſſent in Court that the ſaid Surveyo^{rs} may have liberty to ſtretch their chaine over his land if occaſion require but not to mark any of his trees and the Surveyo^{rs} and chaine carriers to be ſworne by one of the magiſtrates of that County, and M^{r} *Place* to be allowed according to Act for Errour of Compas and chaine carrying if it be found wthin the bounds of this pattent, and noe man to give a check to the Surveyo^{rs} that they may ꝓceed therein accordingly

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26th of *7^{br}* afternoon

[ꝓſent]

GOVERNO^{R} S^{r} *Hen. Chicheley Edwd Diggs* Coll *Read* L^{t} Coll *Beale* L^{t} Coll *Parke Tho: Ballard* Eſq^{rs}

Place vs Pleaſants

Whereas at *May* Court laſt the difference vpon a Croſſe acc̃on betweene M^{r} *Rowland Place* and M^{r} *Jn^{o} Pleaſants* Attorny of *James Janncy* concerneing Tob^{o} ſent home to the ſaid *Janncy* by the ſaid *Place*, and diverſe paym^{ts} ꝓtended to be made by the ſaid *Janncy* for the ſ^{d} *Place* was referred to be audited by M^{r} *Randolph James Biſſe* and M^{r} *James Minge* and to ꝓſent the ſame to this Court which is accordingly ꝓſented wherein they find that the ſaid *Janncy* is vpon ballance indebted to the ſaid *Place* the Sume of nyneteen pownds tenn ſhillings nyne pence w^{ch} auditt is by this Court confirmed and the ſ^{d} *Pleaſants* as Attorny aforeſaid is ordered to pay wth coſts but noe execuc̃on to iſſue till *Xmas* next

Kendall vs Scarburgh eſt

Whereas it appeares that Coll *Scarburgh* in his life tyme had tenn pownds *Sterl* in his hands of the public money to lay out for Ammunition for the vſe of the County of *Accomack It is vpon the petition of Coll Kendall ord^{r}ed* that the Adm^{rs} of the ſaid Coll *Scarburgh*s eſtate pay and allow the ſame to the ſaid Coll *Kendall* for the vſes aforeſaid

Moſeley ꝓ charges

It is ordered that *W^{m} Moſeley* and his wife be paid each of them eighty pounds Tob^{o} by *Thomas Bridges*, being by him ſumoned as evidences

Holloway

Holloway p̄ charges

It is ordered that *Tho: Holloway* be p^d by *Tho: Bridges* according to Act foure dayes attendance

Taylor p̄ charges

It is ordered that *Jaſper Taylo^r* be paid one hundred and ſixty pownds of Tob^o by *Thomas Bridges* being by him ſum̃oned

Proctor vs Woolward

In the Difference betweene M^r *George Procto^r* p^lt & Cap^t *Will^m Woolward* def^t about certain accounts betweene them *It is ordered* that Majo^r *Will^m Marriott* M^r *James Powell* and Cap^t *Lawrence Baker* upon the tenth of *October* next the place where they are to meet to be appointed by the ſaid three gentlemen doe meet at the appointed place and then and there examine auditt & ſtate the accounts betweene them and their ſaid auditt or any two of them to be a finall Determination of the ſaid Difference, And the audito^rs are Impowered to adminiſter oathes to the p̄tyes or their evidences for the better clearing of their ſaid accouuts

Poyntz vs Pitt

In the ſuite depending betweene Cap^t *Jn^o Poyntz* p^lt and M^r *Thomas Pitt* defend^t about the hire and makeing good of a Sloop let out to the Said *Poyntz* by the Said *Pitt* after a long debate in Court by both p̄tyes about the Said Sloop whether ſhe was foundred or ought to be retorned or not & *whereas* the reaſons and proofes of both Sides were inſufficient to p̄ve what both p̄tyes p̄ſented, *It is adjudged and ordered by this Court* that the ſ^d Cap^t *Poyntz* ſhall pay vnto the ſaid *Pitt* according to the rate of their agreement from the firſt day he tooke the Said Sloop into his poſſeſſion vntil the day that ſhe was loſt, and ſhall alſoe retorne and deliver vnto the ſaid *Pitt* all and Singular the Riggin furniture & apparell that did belong vnto the Said Sloop of what was Saved after ſhe was loſt vpon his the Said *Poyntz* Corporall oath and ſoe to be diſcharged from the Said Sloop ffrom which Judgm^t the Said *Pitts* appeales to the Aſſembly *It is therefore ordered* he give bond according to Act to p̄ſecute his Said appeale, and the ſaid *Ponytz* likewiſe

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September the 27th 1671

[p̄ſent]

GOVERNO^R *Edw^d Diggs* Co^ll *Bacon Hen: Corbyn* L^t Coll *Parke Tho. Ballard* Eſq^rs

Skipwith vs Dudley

In the difference betweene Dame *Ann Skipwith* in behalfe of her Sonne S^r *W^m Skipwith* p^lt and M^r *W^m Dudley* def^t about a p̄ſell of Land in *Middx* County after much Debate in the Cauſe *It is the Judgm^t of this Court* that the right of the Said land is in the right of the Said S^r *W^m Skipwith* orp^t to S^r *Gray Skipwith* *It is therefore ordered* that the ſaid *W^m Dudley* deliver vp the poſſeſſion of the Said land to the Said Dame *Ann Skipwith* for the vſe of the Said orp^t and pay coſts *als* exec

Bogue vs Whittaker

The Difference betweene *W^m Bogue* and *Richard Whittaker* is referred to the third Day of the next Court

Clarke vs Newell

The order that M^r *Richard Clarke* Attorny of M^r *Geo: Lee* obteyned ag^t M^r *Jonathan Newell* at *Yorke* Court for paym^t of fifty pownds *Sterl* by bills of Exchange p̄teſted is confirmed with onely fifteene pownds p̄ Cent damages w^th coſts *als* exec

Drumond

Drumond vs Hyre &c

Henry Corbyn and *Nath Bacon* Eſqre being vpon the humble motion of Mr *Willm Drumond* deſired to auditt and State the accompts betweene the ſaid Mr *Drumond* and Mr *James Hyre* Attorny of Mr *Wm Cocker* who marryed the relict of Capt *Jno Whitty* decd who finds that by the Accounts exhibited by the ſaid Mr *Drumond* that there is due to him the Said Mr *Drumond* the Sume of twenty Nyne pownds foureteen ſhillings and ten pence beſides the accounts relating to the *Virga Queene* or what was taken from the ſaid Mr *Drumond* by Mr *Harvy* at the South relation to the ſaid auditt being had vpon Record may appeare wch Said Difference is referred to the third Day of the next Court where if the ſaid *Hyre* appears not then Judgmt to paſſe agt the Said Mr *Hyres* Security wth coſts

Sanders vs Whittaker reffe

The Difference betweene Mr *Sanders* & *Richard Whittaker* is referred to the third Day of the next Court

Bridges vs Barnes Servt

Richard Barnes Servant to Coll: *Bridges* haveing confeſſed in Court that he had run away three yeares wanting a month and had at the tyme of his runing away two yeares to Serve *It is ordered* that he Serve for his two yeares abſence according to Act and pay the coſts and charges the Said *Bridges* hath expended in recovering of him after the aforeſd tyme of Service is expired

Bridges vs Ryland

The difference between *Tho: Bridges* and *Tho: Ryland* about a Servt named *Rich Barnes* is diſmiſſed

Alford vs Warkeman

The order that Mr *Wm Alford* obteyned agt Mr *Marke Warkeman* at a ꝑticuler Court held in *Elizabeth Citty* County about the delivery of a note charged by Mr *Secretary* vpon the Said *Alford* payable to Coll *Bacon* is confirmed, And the Said *Warkeman* appealeing and noe cauſe for the Same appearing *It is ordred* that he pay coſts *als* exec

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27th *Sbr* afternoone

[ꝑſent]

GOVERNOR *Edwd Diggs* Major Genll *Smith* Major Genll *Bennett* Coll *Bacon* *Theo. Bland Hen: Corbyn* Coll *Swann* Lt Coll *Parke Tho: Ballard* Eſqre

Clifton vs Brent

Whereas Capt *Giles Brent* appealed from an ordr of *Stafford* County in a difference between him and Mr *James Clifton* about a ꝑcell of Land given and aſſigned by Mrs *Margaret Brent* to the Said *Clifton* for the Dower of his wife *it is after much debate and ferious examinacons of their Severall pleas and evidences on both ſides ordered* that the aforeſaid order of *Staffford* Court be confirmed and that the ſd Capt *Brent* deliver the ſaid land or the value thereof to the ſaid *Clifton* as woodland grownd and pay damages and coſts according to Act as in caſe of appeales *als* exec

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27th *September* 1671

[ꝑſent]

GOVERNOR *Edward Digges* Major Genll *Smith* Major Genll *Wood* Major Genll *Bennett* Coll *Bacon* Coll *Swann* Lt Coll *Parke* Coll *Jennings Tho: Ballard*

Ludwell vs Size

Whereas Tho: Ludwell Eſqr bought a Servant of Capt *Clemms* named *John Greenfeild* who made his eſcape for *England* and was afterwards Sent into this Collony againe as a Servt by Mr *Sare* and

and configned to Mr *Size* his agent here, *And whereas* the Said *Tho: Ludwell* Efqr hath made appeare by the oathes of Severall ꝑſons that the fd *Greenfeild* was his Servt, as alſoe by the Confeſſion of the Said *Greenfeild* in open Court *It is ordered* that the Said *Jno Greenfeild* ſerve the ſaid *Thomas Ludwell* Efqr the full terme according to his Indenture in the firſt place, and when that tyme is expired to be adjudged by this Court whether the Said Servant ſhall Serve the ſaid *Thomas Ludwell* Efqr for his Damages Sufteyned according to Act in the firſt place or the Said *Sare* for his Second Importation, *And it is ordered* that the ſaid *Sife* pay coſts *als* exec

Ratcliffe vs Godwyn

It is ordered that Capt *Godwyn* pay vnto *Rich Ratclife* five thouſand pownds of Tobo and Caske out of the eſtate of Mr *Willm Burgh* Decd wth coſts for Nurſeing of the Said *Burghs* orpts

Keeling vs Lawſon

It is the Judgmt of this Court and accordingly ordered that the Right of the plantations in *Lower Norffk* County now in the poſſeſſion of *Anthony Lawſon* formrly belonging to *Jno Martyn* doth of right belong to *Ann Keeling* Sole Siſter and heire of the whole blood to the ſaid *Martyn*, *It is therefore ordered* that the ſherriff of the Said County in caſe *Lawſon* refuſe to deliver the poſſeſſion of the Said Land and plantations put *Adam Keeling* who married the Said *Ann* into Imediate poſſeſſion and that the ſaid *Lawſon* pay coſts *als* exec

Bridges vs Horth

The Difference betweene *Tho: Bridges* and *Auguſtine Horth* about a Servt named *Rich Barnes* is diſmiſt

Whittington ꝑ land

Willm Whittington hath order granted him to pattent Six hundred acres of Land in *Accomack* County on the north and ſouth ſide of *Long Love* branch formrly granted to *George Watſon* and by him Deſerted Entring rights

Swann vs Swann

The Difference betweene Coll *Tho: Swann* Execr to Capt *Jno Grove* decd and *Samll Place* and *Mathew Swann* is diſmiſt noe cauſe of accon appeareing

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28th of *September* afternoon

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley Edward Digges* Majr Genll *Bennett* Coll *Bacon* Lt Coll *Parke* Lt Coll *Beale Tho Ballard*

White ꝑ Rights

Certificate according to Act is granted to *Ambroſe White* for the Importation of *Henry Plunkett Ciſley Burke Marke Burke Mary Atkinſon Iſabell Smith Iſack Bradley Tho Barton Wm Williamſon William Symonds Suſan Battman Andrew Price Jno Hogſhead Jeremia Hooke Rich Greene Mathew Browne vt alijs*

Newell vs Clare

Whereas Mr *Drumond* and Mr *Tho: Hunt* were formrly appointed to auditt the accounts and differences betweene Mr *Janathan Newell* & Mr *Ambroſe Cleare* where amongſt other things they found that there was thirty two thouſand pounds of Tobo and Caske due to the ſaid *Newell* from the ſaid *Clare*, *It is now ordered* that the Said *Clare* give bond wth Sufft Security for paymt of the ſaid Sume of thirty two thouſand pownds Tobo and Caske to the ſaid *Newell* according to the Said Award wth coſts *als* exec

Ballard vs Cleare exec iſſued out

Mr *Ambroſe Cleare* confeſſeth Judgmt to *Tho: Ballard* Efqr for paymt of ten pownds *Sterl* and twelve hundred pownds of Tobo and Caske wth coſts *als* exec and the ordr agt the ſherriff to be void

Harloe

Harloe vs Lyddall

It is ordered that Mr *Jn° Harloe* be paid by Capt *Geo: Lyddall* out of the eſtate of Doctor *Ellyſon* the Sume of five hundred nynety three pownds of Tob° and Caske being the full ballance of an order of Court Dated the 17th of *March* 1658 Capt *Lyddall* pleading the Act of Lymtacon but being made appeare that there was often demands made within the Act this Ordr is granted wth coſts

Prigg vs Carver

Mr *Porteene* & Major *Ball* are ordered to examine and State the accounts and differences betweene Mr *Prigg* and Capt *Carver* and ꝑſent the Same to this Court by *Monday* next

Pitts vs Poyntz

Mr *Tho: Pitts* and Capt *Poyntz* confeſſeth Judgmt each to other in the ſume of twenty thouſand pownds of Tob° and Caske to Stand to abide and ꝑforme the Award and arbitramt of Capt *Joſeph Bridger* & Mr *Wm Cole* in a difference betweene them the ſaid *Pitt* and *Poyntz* vpon an appeale to the Aſſembly from an ordr of this Court and in caſe Capt *Bridger* & Mr *Cole* doth not agree then the Honble Major Genll *Bennett* to be vmpiere and finally to determine the ſame

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29th 7br 1671

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley Tho Ludwell* Secr *Edwd Digges* Major Genll *Bennett* Major Genll *Smith* Coll *Bacon* Coll *Swann Theo Bland Hen: Corbyn* Lt Coll *Beale* Lt Coll *Parke Tho Ballard* Eſqrs

Awborne & Winfloe ꝑ land

Richard Awborne and Mr *John Winfloe* hath order granted them for foure yeares after the Date of their pattent to Seat two thouſand acres of Land in *New Kent* County in the freſhes *vt alijs*

Revell ꝑ land

Mr *Edward Revell* hath order granted to pattent one thouſand acres of Land in *Northampton* County formrly *Accomack* Scituate at *little Matompkin* Creeke bounded on the Southerne pts therewith on the eaſt by the Seaboard Side and Noly towards *great Matomkin* formrly granted to Coll *Edmond Scarburgh* and by him Deſerted as alſoe to Survey the Same and if any Surplus be found wthin the ſaid bounds to have a grant thereof and alſoe to pattent what waſt and vnpattened land ſhall be found adjoyneing to the Said land Entring rights according to Law and gaveing the Neighbors notice

Todd vs Colles

Major *Wm Ball* and Capt *Tho: Godwyn* were by this Court appointed to auditt the accounts and differences between Mr *Thomas Todd* & Mr *Robert Colles* wherein they find that there is due to the ſaid *Todd* from the Said *Colles* ſix thouſand five hundred fifty five pownds of Tob° and Caske wch auditt is by this Court confirmed and the ſaid *Colles* ordred to pay the Said Sume of ſix thouſand five hundred fifty five pownds of Tob° and Caske with coſts *als* exec

Swann vs Ramſey

In the difference betweene Coll *Swann* and Capt *Ramſey* Execrs of Capt *Jn° Grove* decd about accounts and differences relating to the Said *Groves* eſtate *It is ordered* that Mr *Richards* & Mr *Bowler* examine and auditt the accounts betweene them and make report thereof to this Court by *Monday* morning

Bacon vs Swan &c

Coll *Nath Bacon* Guardian to *Tho: Pettus* Sueing Coll *Tho Swann* and Capt *Edward Ramſey* Execrs to Capt *Jn° Groves* for fourteene Cropps of Corne and Tob° made by the ſaid orphants Servants and a negroe weoman ꝑtended by the ſaid Coll *Bacon* to be due

due from the Said *Groves* to the ſaid orphant and after a Large plea in Court on both ſides It did not appeare that the ſaid Cropps were Sued for in the life tyme of the Said *Groves* nor any thing vnd^{r} his hand to oblige his Exec^{rs} to pay the ſame and therefore is not allowed ag^{t} the Exec^{rs} but it appeareing by certaine oathes that a negro weoman was confeſt by the Said Cap^{t} *Groves* to be p̄duced out of p̄t of the Said Cropps *It is ordered* that the ſaid Exec^{rs} forthwith deliver the ſaid negroe weoman to the ſaid Coll *Bacon* for the uſe of the ſaid orphant wth her Cropps, But vpon a Second heareing the Cropps made by the ſaid *Engliſh* Servants is referred to the next Court the third day.

September the 29th 1671

[p̄ſent]

GOVERNO^{R} S^{r} *Hen: Chicheley Tho: Ludwell* Secr *Edwd Diggs* Majo^{r} Gen^{ll} *Smith* Coll *Bacon Theo: Bland* L^{t} Coll *Beale* L^{t} Coll *Parke* Coll *Jennings Tho Ballard* Eſq^{rs}

Clarke vs Harwell

The Difference betweene *James Clarke* and *Eliz* his wife p^{lt} and M^{r} *Jn^{o} Harwell* Defend^{t} in an acc̄on of aſſault & battery is referred to be heard and determined at the next Court to be held for *Gloſter* County.

Wormeley vs May &c

Judgm^{t} is granted to Cap^{t} *Wormeley* who marryed the Relict and Executrix of M^{r} *Juſtinian Aylemer* dec^{d} ag^{t} majo^{r} *Hone* & M^{r} *W^{m} May* on the behalfe of the p̄riſh of *James Citty* for paym^{t} of Sixteene pownds thirteene ſhillings and foure pence wth coſt

Goldman p̄ Lands

M^{r} *Thomas Gouldman* hath order granted him to pattent one thouſand and fifty acres of Lands on the South ſide of *Rappā* River in the freſhes thereof about two miles on the back of *potobagoe* deſerted by *James Coggill* Entring rights

Greene vs Bland

In the Difference betweene M^{r} *Roger Greene* and *Theo: Bland* Eſq^{r} It is the vnamimous opinion of the court *and accordingly ordered* that the extent that the ſ^{d} *Theo: Bland* obteyned ag^{t} the ſaid *Greenes* land at *Charles Citty* County Court be voyd and vpon the motion of the ſ^{d} M^{r} *Bland* the ſ^{d} difference is referred to the third Day of the next Court.

Stone vs Dangerfield

The order granted to *John Dangerfeild* in right of his wife and *Ann* and *ffrances* daught^{rs} to Coll *Walker* dec^{d} at a Court held for *Rappā* County the ſixth of *September* 1671 where it was ordered that the ſaid *Dangerfeild* and Daughters ſhould be paid the Sum̄e of two hundred Seventy five pownds *Sterl* being the p̄duce of land given by the Said Coll *Walker* to them by will, out of the eſtate of the ſaid *Walker, and whereas* M^{r} *Jn^{o} Stone* who marryed the Relict of the Said *Walker* appealed to this Court where after much Debate *It is ordered* that the ſaid ord^{r} of *Rappā* court be reverſed and the ſ^{d} *Dangerfeild* ord^{r}ed to pay coſts *als* exec.

Taberer vs Exec^{rs} of *Hunt*

The Court vpon good and equitable reaſons p̄duced by M^{r} *Taberer* on behalfe of the orp^{ts} of M^{r} *Monger* Dec^{d} doth thinke fitt & *accordingly order* that the order obteyned by M^{r} *Tho: Hunt* dec^{d} ag^{t} the ſaid *Monger* in *octobe*r laſt in this Court for five thouſand pownds of Tob^{o} and Caske be reverſed being p̄tend by the ſ^{d} *Hunt* from *Adams* eſtate for one *Malack* a Negroe

Bland

Bland p̄ Admiçon

Comiçon of Admiçon is granted to *Theo: Bland* . . . on behalfe of the orphants of M^r *Jn^o Holmewood* deçd . . .the eſtate of the ſaid *Homewood* he giveing caution according to Law M^r *Rowland Place* in Court enters himſelfe the ſ^d M^r *Blands* Security *And it is ordered* that the admiçon granted the ſaid M^r *Bland* on the ſaid *Holmewoods* eſtate at *Charles Citty* Court and all ord^rs Judgm^ts and other p̄ceedings therein be utterly voyd and of none effect

M^r *Greenes* clayme ag^t *Holmewoods* eſtate

M^r *Roger Greene* enters his clayme to the ballance of an acc^t ag^t the eſtate of M^r *Jn^o Holmewood* for eight thouſand ſeven hundred and foureteene pownds of Tob^o and Caske if it be made appeare due to be paid in the firſt place and to be diſcharged from a bond wherein he was ſecurity for the ſaid *Holmewood* to *John Rowſe* for thirteen thouſand foure hundred pownds of Tob^o and Caske

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September the 30^th^ 1671

[p̄ſent]

GOVERNO^R S^r *Hen: Chicheley Tho: Ludwell* Secr *Edwd Diggs* Majo^r Gen^ll *Smith* Majo^r Gen^ll *Bennett Theo. Bland* Coll *Bacon Hen: Corbyn* L^t Coll *Beale* L^t Coll *Parke Tho Ballard*

Munns ord^r

It is ordered vpon the reaſonable petition of *Richard Munn* that he be reſtored to his vnderſheriffs place in *Lancaſter* County and to be paid the p̄fitts of the ſaid place from the tyme he hath been diſpoſſed

Potter p̄ audito^r

The Hon^ble Coll *Tho: Swann* is added to the other Hon^ble geñt in the roome of Coll *Willis* about the auditing of the accounts betweene S^r *Hen: Chicheley* & Coll *Potter*

Harloe vs Whitby

M^r. *Harloe* enters his clayme to a conſid^rable debt due to him from the eſtate of M^r *Whitby*

Maſon vs Marriott

In the Difference depending betweene *ffrancis Maſon* on the behalfe of *Jn^o Biſhopp* orp^t and Majo^r *W^m Marriott* def^t about a p̄cell of Land in *Surry* County It is after much debate adjudged by this Court that the right of the ſaid Land doth of right belong to the ſaid orp^t *It is therefore ordered* that the ſaid *Marryott* forthw^tb yeild vp the poſſeſſion of the ſaid Land to the ſaid *Maſon* in right of the ſaid orphant And in caſe the ſaid *Marryott* ſhall refuſe to deliver the poſſeſſion thereof *Then Cap^t Lawrence Baker is hereby ord^red and Impowered* to put the ſaid *Maſon* in the right aforeſaid into poſſeſſion of the ſaid Land and the ſaid *Marriott* to pay coſts *als* exec

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Octobor the ſecond 1671

[p̄ſent]

GOVERNO^R *Tho: Ludwell* Seçr *Edw^d Diggs* Majo^r Gen^ll *Smith* Coll *Bacon Hen: Corbyn* Coll *Jennings* Eſq^rs

Waſhington p̄ Land

L^t Coll *Jn^o Waſhington* hath order granted him to pattent five hundred and ſixty acres of Land in the freſhes of *Rappã* River about two miles from the river, form^rly granted to Cap^t *Alexand^r Fleming* and by him ſold to *Eliz Hopkins* and now deſert^d Entring rights according to Cuſtome

Duke

Duke vs Greene — In the difference between Mr *Duke* and Mr *Roger Greene* vpon an appeale from *Charles Citty* County Court to this vpon a bond and arbitration is by this Court confirmed according to the arbitration but not vpon the bond and *Green* ordred to pay ordinary cofts

Yorke County ordr p̄ *Lancafters* eftate — If in cafe *Willm Lancafter* who is lately decd have noe heire or kindred then what eftate he dyed poffeffed wthall to belong to the County of *Yorke* after his Juft Debts be paid

Hodge vs Edwards — Judgmt is granted to *Robert Hodge* Attorny of *Arthur Holdfworth* and *Grace Watrs* admrs of *Robert Waters* decd agt the eftate of Mr *Willm Edwards* Decd for paymt of Six thoufand two hundred pownds of Tobo and Caske wth cofts

Dowfe vs Gunnell — The Difference betweene Mr *Dowfe* and Mr *Edward Gunnell* is referred to the third Day of the next Court

Lebritton p̄ auditor — Coll *Potter* and Mr *Wm Travers are ordered* to auditt and State the accounts betweene the Execrs to Capt *Afhton* and Mr *Lebritton* and make report thereof

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October the Second afternoon

[p̄fent]

GOVERNOR Sr *Hen: Chicheley Tho. Ludwell* Secr *Edwd Diggs* Majr Genll *Smith* Coll *Bacon Hen: Corbyn* Coll *Swann* Lt Coll *Parke* Coll *Jennings* Lt Coll *Beale* Efqrs

Greene p̄ admicon — Comicon of admicon is granted to Mr *Roger Greene* on all and Singuler the eftate of Mr *Saml Jones* minifter decd he giveing caution to deale therewth according to Law Mr *Richard Lynny* in Court Enters himfelf Security for the faid *Greens* due admicon

Teagle vs Pigott — Mr *Thomas Teagle* and *Iffabella* his wife appealeing from an order of *Northampton* County in a difference betweene him & *ffrancis Pigott* and *ffrances* his wife late wife to *Edward Littleton* about certaine Legacyes given vnto *Sara* the Daughter of Lt Coll *Doughlas* (*Douglas*) *It is ordered* that the Said *Tho Teagle* & *Iffabella* his wife or one or both of them doe at the next Court to be held for the Said County of *Northampton* or before Capt *Cuftis* or fome other Comr as the Court fhall appoint vpon their or one of their corporall oathes *bona fide* depofe that there is full and ample Satisfaccon made of the Said Legacyes to the faid *Littleton* and in cafe they refufe foe to doe haveing notice given them, *then this Court doth thinke fitt and accordingly ordr* that the faid order of *Northampton* County Court be confirmed to the faid *Pigott* wth damages and cofts according to Act *als* execucon

Lynny vs Swann — *It is ordered* that Mr *Richard Lynny* and Mr *ffrancis Mafon* be paid by Coll *Tho: Swann* & Capt *Ramfey* Execrs of the laft will and teftament of Capt *Jno Grove* decd what they fhall make appeare due from his the faid Capt *Groves* firft comeing to the Affembly in *October* 1670

Lebritton vs Allerton — In the Difference depending betweene Mr *Edward Lebritton* plt and Majr *Allerton* & Majr *Tho: Brereton* Execrs in truft to the will of Coll *Peter Afhton* decd who was Attorny to Mr *John Lebritton* about Severall accounts and bills left in the hands of the Said Coll *Afhton*, *It is after much debate and due Confideration ordered* that the faid *Edward Lebritton* be paid out of the eftate of the faid Coll *Peter Afhton* the Sume of Six thoufand three hundred and Sixty

Sixty pownds of Tob° and Caske being the ballance and forthw^th deliver vnto the Said *Lebritton* or his lawfull Attorny all bills papers & other writeings w^ch are in their hands according to the account now exhibited in Court and pay cofts *als* exec *And it is further ordered* that the receipt now exhibited vnd^r the hand of *Jn° Lebritton* be recorded and the faid *Edward Lebritton* to give good and fufficient difcharges from the Same

Haynes vs Baffett The Difference betweene *Anthony Haynes* and Cap^t *Baffett* is referred to the third Day of the next Court

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Octobr the third 1671

[p̄fent]

GOVERNO^R *Tho: Ludwell* Secr *Edwd Diggs* Majo^r Gen^ll *Smith* Co^ll *Bacon Hen: Corbyn* Co^ll *Swann* L^t Coll *Beale Tho: Ballard* Efq^rs

Rapley vs Hone reffr The Difference betweene *Tho: Rapley* and Majo^r *Hone* is referred to the third Day of the next Court

Wright vs Travis It appeareing by good and authentiq^3 power that M^r *Richard Ellis* is the Surviveing Exec^r to the laft will and teftamen^t of *Dan^l ffloures And whereas* the Said *ffoures* eftate is now in the hands of M^r *Edward Travis* who was by the faid *ffloures* left his Attorny when he went for *England* in w^ch voyage he died And the faid *Ellis* haveing made M^r *Jn° Wright* his Attorny *It is ordered* that the Said M^r *Travis* forthw^th deliver vnto the faid *Wright* as Attorny aforefaid all bills papers and other eftate whatfoever that he hath in his hands of the Said *ffloures* w^th cofts *als* exec

Lee vs Appleton The Difference betweene *Robert Lee* Attorney of *Godfry Lee* p^lt and M^r *Appleton* as marrying the relict of Coll *Payton* is referred to the third Day of the next Court where the faid *Appleton* is ordered p̄fonally to appeare

Beale p̄ land L^t Coll *Thomas Beale* petitioning to this Court that the three thoufand acres of Land belonging to the orp^ts of Coll *ffanteleroy* form^rly *Lawrence* and *Bryer* might be Surveyed and laid out *It is ordered* that it be laid out according to the bounds of the pattent if any bee if not then to begin at the orp^ts other land and lay out the Same quantity *And it is further ordered* that M^r *Lloyd* have notice of the tyme of the Survey and vpon Juft reafons made by the faid *Loyd* the p̄ceeding of Surveying to be fufpended to the third day of the next Court where further rule will be given therein

Newell vs Hayward The Difference betweene *Jn° Hayward* as marrying M^rs *Hunt* and *David Newell* is referred to the third Day of the next Court

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Octobr the third afternoon

[p̄fent]

GOVERNO^R S^r *Hen: Chicheley Tho. Ludwell* Secr *Edw^d Digges* Majo^r Gen^ll *Smith* Coll *Bacon* Coll *Swann Hen: Corbyn* L^t Coll *Parke* Coll *Jennings Tho: Ballard* Efq^rs

Woad vs Potter &c The difference betweene M^r *Woad* & Coll *Potter* & M^r *Robinfon* is referred to the third Day of next Court

Plover vs Reeve The Difference betweene M^r *Plover* & M^r *Reeve* is at the requeft of the Attorney of the faid *Reeve* referred to the third day of the next Court

Corbyn

Corbyn vs Barber

Judgmt is granted to *Henry Corbyn* Eſqr and Lt Coll *Cuthbert Potter* agt the eſtate of *Jno Barber* decd in the hands of Mrs *Letitia Barber* admx of the ſaid *John Barber* vpon a ℔onall bond of thirty two thouſand pownds of Tobo and caske for payment of twenty thouſand ſix hundred pownds of Tobo and Caske to be paid according to dignity of the debt according to Law wth coſts

Ludwell Eſqr *vs Kirton*

It is ordered that Mr *Kirton* pay vnto the Honble *Thomas Ludwell* Eſqr Secretary of State the Sume of five pownds *Sterl* for recording the Letts pattents & other writeing concerning the ſame

Kirtons ordr

Mr *Kirton* & Mr *Dale* this day ꝑſenting a petition in Court in the name of the Lords concerned in the northerne pattent deſiring order for paymt of certaine rents and ꝑfitts from the date of the ſaid pattent reciteing therein the humble Submiſſion of the Governor and Councell to the Saime, *It is anſwered by the Court* that the ſad ſubmiſſion is ſtill acknowledged reſerving to themſelves what anſwere may arrive from his Sacred Matie relateing to the Same and that the ſd petrs are referred to their power given them by the ſaid pattent for recovery of Such ꝑfitts as hath accrewed ſince the ſaid pattent was read and inrolled in Court but not before and the Sheriffs of the reſpective Countyes wthin the Lymitts of the Said pattent are hereby required to give vnto Mr *Kirton* & Mr *Dale* an account of the nomber of acres and the ſevrall ℔ſons names to whome they are due from as alſoe to have an Account from the Eſcheatr Gennll of what eſcheats have been found ſince the aforeſaid tyme of reading and inrolling the ſaid Lettrs patts

Gwynn vs Young

The Difference betweene Mr *Humphry Gwynn* and Mr *Young* about a wager is referred to the third day of the next Court

The Court adjourned to the 20th of *November* 1671

Teſt Rich: Awborne Cl Con

AT The Governoʳˢ Chamber the Twentyeth of *November* 1671.

[p̄ſent]

SR *Wᴹ BERKELY* knᵗ Gover &c *Thomas Ludwell* Secr *Edward Diggs* Coll *Warner* Eſqʳˢ

Mʳ *Pate* ſworn Councelloʳ

Mʳ *John Pate* admitted and Sworne one of the Councellʳˢ of State for this Collony

AT A General Court held at *James Citty* the 21th of *November* 1671

[ꝑſent]

GOVERNOR *Tho: Ludwell* Secr *Edward Diggs* Coll *Warner Jn° Pate* Eſqrs

Ravening vs Greene non ſuite

Edward Ravening Non ſuites Mr *Roger Greene* Noe Declaration being filed is therefore ordered to pay damages & coſts according to Act *als* exec

Conyers ꝑ land

Mr *John Conyers* hath order granted him to pattent foure hundred acres of Land in a certaine place & called the *Reedy* Swamp in *Warwick* County formrly granted to Major *Tho: Davys* decd and by him deſerted Entring rights

Harloe ꝑ land

Mr *John Harloe* Informing this Court that Mr *Anthony Holliday* who married the relict of Mr *Jn° Brewer* doth hold more land wthin the bounds of his pattent then his pattent doth exprefs in *Warwick* County and doth deny to Survey the Same as appeares by a Certificate vnder the hands of Mr *Xpofer Muſham* and *Saml Howard*, *It is now ordered*, that after two months notice given the ſaid *Holliday*, if he doe not ſurvey the ſame, then the ſaid *Harloe* hath liberty hereby granted him to Survey the Same and if any Surplus be found wthin the bounds of his ſaid patts the ſd *Harloe* hath Liberty granted him to pattent the Same Entring rights according to Cuſtome

Vaulx

Whereas Mr *Robert Vaulx* hath a pattent for Six thouſand Acres of Land in *Weſtmrland* County behind the Clifts of *Corowoman*, and Since the great Guſt the beginning corner tree is not to be found, *It is ordered* vpon the petition of the Said *Vaulx* that a quallified Surveyor wth the ancient Inhabitants lay out the Said *Vaulx* his land according to his pattent and in reguards the Said corner tree is not to be found *it is ordered* that they begin oppoſite to Mr *Tho: Broughtons* land according to pattent and the neighbourhood to have notice of the tyme of Survey

Edwards vs Dudley

The difference between Capt *phillip Edwards* and Mr *William Dudley* is at the motion of Mr *Cole* the ſaid *Edwards* Attorny referred to the third Day of the next Court.

Waters vs Willett

The difference betweene Mr *Waters* & Mr *Willett* is referred to the third Day of the next Court.

ꝑbate of Coll *Reads* will

The laſt will and Teſtament of Coll *George Read* was this Day ꝑved in Court by the oathes of Mr *Thomas Read* and *Henry Richardſon* and a ꝑbate granted to Mrs *Eliz Read* his relict in the Said will nominated Executrix

Payne vs Sherr ꝑ *Goodrich*

In caſe Coll *Goodrich* doe not appeare this Court to anſwere the Suite of Mr *Robert payne* the Sherr of *Rappā* is hereby ordered to cauſe him ꝑſonally to appeare the third day of the next Court to anſwere the ſaid ſuite vpon penalty of two thouſand pounds of Tob° and Caske

November

November the 21th afternoone

[p̄ſent]

GOVERNOR *Tho Ludwell* Secr *Edward Diggs* Coll *Warner* Coll *Swann* Lt Coll *parke Jno Pate* Eſqrs

Haynes vs Oliver — Mr *Anthony Haynes* Sueing *Jno Oliver* to this Court for two thouſand and one hundred and Eighty pounds of Tobo and caske and he not appeareing *It is ordered* in caſe *Oliver* doe not appeare at next Court then Judgmt to paſſe agt the Sherr of *New Kent* or the fd *Olivers* Security for the ſaid Summe wth coſts.

Parke vs Evelyn — The difference betweene Coll *parke* & Capt *Evelyn* is continued to the third Day of the next Court.

Admrs *Scarburgh vs Turner* p̄ *Waters exec vs corp* — *Whereas* the Admrs of Coll *Scarburgh* Sued *Jno Waters* to Laſt Court for a debt of Seventeene pounds ten ſhillings by bills of Exchange p̄teſted and *Charles Turner* being retorned Security and the Said *waters* now not appeareing Judgment is granted the ſaid Admrs agt the Said *Turner* for the Said Debt wth damages and coſts as in caſe of p̄teſts *als* exec

Edwards vs Needles — *It is ordered* that Mr *Needles* appeare at next Court the third Day to put in his anſwere to the petition of Capt *phill Edwards* or Judgmt to paſſe agt him

Price vs ffox — The Difference betweene Mr *Price* & Mr *ffox* is referred to the third Day of the next Court.

Daymes &c *vs Greene* — Mr *Roger Greene* being arreſted to 7br Court laſt by *Wm Daymes* attorny of *Richard Ruffin* Guardian of *Benedict Stafford* an orpt and not then nor now appeareing Judgmt is granted agt the Sherr or Security for what ſhall appeare due vnleſſe the ſaid *Roger Greene* appeare the third day of the next Court according to Act.

November the 22th 1671

[p̄ſent]

GOVERNOR *Tho. Ludwell* Secr *Edward Diggs* Coll *Warner* Coll *Bacon* Coll *Swann* Lt Coll *Parke John Pate* Lt Coll *Beale* Eſqrs

ffarrell vs Bowler — The difference betweene *Hubbard ffarrell* Attorney of *Agnes Sommers* widd *Jno Paul* and *Petroul* his wife and *Mary Somers* about the Admiçon of the eſtate of Mr *Jno Sommers* is referred to the third Day of the next Court where Mr *John Bowler* is ordred to be p̄ſent to defend the Same.

Drumond vs Browneing — Judgment is granted Mr *willm Drumond* agt *Robert Browneing* for payment of thirty pounds tenn ſhillings *Sterl* wth Damages and Coſts according to Act as in caſe of bills of exchange p̄teſted but vpon p̄ſent Sufficient Security given execuçon to be Sufpended for two months

Bryan vs Heyward nonſuite — *Charles Bryan* nonſuites *Jno Heyward* noe Declaraçon being filed *It is therefore ordered* to pay damages and coſts according to Act *als* exec.

Kinghton p̄ Land — *Henry Kinghton* as marrying *Glace London* Enters his clayme to a p̄cell of Land in *New kent* County lately found to Eſcheate and granted to *Mathew Morgan*

Clarke

Clarke vs pigg Execucon granted the 20th *June* 1672 in *New Kent* County

Whereas mathew Clarke at *Kent* Court Dated the 21th of *octer* 1671 obteyned Judgmt agt *John Pigg* for two hundred forty five pounds of Tobo and Caske wth coſts and *Pigg* appealeing to this Court and not appeareing to ꝓſecute *It is ordered* that the Said order of *Kent* Court be confirmed wth Damages and coſts according to Act as in caſe of appeales *als* exec.

James vs Virgett

Mr *Richard James* Informeing this Court that he hath entred ſevrall accounts agt *Job Virget* who Stands Indebted to him a Conſiderable Summe of Tobo and was by the Sherr alwayes retorned *non eſt Inventus:* and further Informeing this Court that the Said *virgett* is now in Towne, and hath noe buſines in Court The ſaid Mr *James* hath liberty granted him vpon his petition to cauſe the Said *Virgett* to be arreſted in Towne to anſwere his ſuite at next Court

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23d of *November* 1671

[ꝓſent]

GOVERNOR *Tho: Ludwell* Secr *Edward Diggs* Coll *Bacon Theo. Bland* Lt Coll *Parke Jno Pate* Eſqrs

Saffin vs Helder

Capt *Jno Lord* Attorny and on the behalfe of *Edmond Helder* confeſſeth Judgment to Mr *John Saffin* for payment of two thouſand eight hundred and eighty pownds of Tobo and Caske wth coſts

Lightfoot vs Bowler

Capt *Jno Lightfoot* nonſuites Mr *Jno Bowler* not appeareing to ꝓſecute *It is therefore ordered* he pay Damages and coſts according to Act *als* exec

Hone et May vs veſtry of *James Citty*

Whereas at laſt Court Capt *Chriſtopher Wormeley* on marrying the relict of Mr *Aylemer* decd late miniſter of *James Citty* ꝑiſh obteyned Judgmt agt Major *Hone* & Mr *May* as members of the veſtry for ſixteene pownds thirteene ſhillings foure pence due to the ſaid *Aylemer* as officiating in his ſaid ffunction *And whereas* the ſaid *Hone* and *May* ſued Mr *Walter Chiles* & Capt *ffra: Kirkman* as ꝓſent Church Wardens *It is now ordered* that the ſaid Major *Hone* & Mr *May* be repaid the ſaid Sume of Sixteene pownds thirteene ſhillings foure pence by the ſaid ꝑriſh according to agreemt made wth the ſaid Mr *Aylemer* according to an order of the ſaid veſtry wth coſts *als* exec

Lebritton vs Sherr ꝓ *Willowby*

Major *Thomas Willowby* being arreſted to this Court at the ſuite of Mr *Tho: Mathew* Attorny of *Edward Lebrittoon* and not appeareing nor Security retorned Judgmt is granted agt the Sherr of *Lower Norf* County for what ſhall be made appeare due unleſſe *Willowby* appeare at next Court according to Act

Jordans ordr ꝓ ꝓſecucon of a priſonr

Lt Coll *George Jordan* is appointed to ꝓſecute a Criminall from *Northumberland* County, and this Court doth ꝓmiſe to uſe their vtmoſt endeavor to ſee him paid and ſatisfyed for the ſame

Raply & Hone

Mr *Robert Beverley* and Mr *William Sherwood* are appointed to auditt the accts and difference betweene *Tho: Rabley* and Major *Hone* and make report thereof to this Court tomorrow morning

Gwyn vs Young

In the Difference depending betweene Mr *Richard Young* and Mr *Humphry Gwyn* about a wager laid betweene them about a Servt of *Rich Iles* of one thouſand pownds Tobo and Caske exec

exec *vs* eſtate

*It is the Judgm*t *of this Court and accordingly ordered* that the ſaid *Richard Young* pay the Sum̃e of one thouſand pownds of Tob° and Caske w*th* Damages and Coſts according to Act as in caſe of appeales *als* exec, And if M*r* *Young* finds himſelfe aggreived he may comence his accon ag*t* the ſaid *Gwynn*

23*d* of *Novm̃* afternoone

[p̃ſent]

GOVERNO*R* *Tho: Ludwell* Secr *Edwd Diggs* Coll *Warner* Coll *Bacon* Coll *Swann* *Theo: Bland* L*t* Coll *Beale* L*t* Coll *Parke* *Jn°* *Pate* Eſq*rs*

Watkins p̃ Land

Cap*t* *George Watkins* hath order granted him to pattent about three hundres acres of land in *Lawnes* Creeke and County of *Surry* neare adjoyneing to *Sunken Marſh Mill* formerly granted to *Peter Greene* and by him Deferted Ent rights according to cuſtome

Vaſſall vs Lord

Coll *Jn°* *Vaſſall* Sueing Cap*t* *Jn°* *Lord* to this Court about a Scandalous libell often tymes publiſhed by the ſaid *Lord* as appeares by the ſaid *Lord*s owne Confeſſion as alſoe by diverſe evidences the Court did by an vnanimous vote declare that the ſaid Coll *Vaſſall* hath ſuſteyned Damage in his Reputation to the value of Tenn thouſand pownds of Tob° and Caske *It is therefore ordered* that the ſaid *Lord* pay vnto the ſaid Coll *Vaſſall* the ſaid Sum̃e of ten thouſand pownds of Tob° and Caske w*th* coſts *als* exec

Vaſſall vs Saffin

The order that Coll *Vaſſall* obteyned ag*t* M*r* *Jn°* *Saffin* the laſt Court is continued to the third Day of the next Court *Saffin* being now out of the Country and every day being expected in

Martyn vs Wright

The Difference depending betweene *James Haley* Attorny of *Alexand*r *Martyn* of *London* p*lt* and M*r* *Jn°* *Wright* Attorny of *Richard Ellis* Exec*r* of *Dan*l *ffloure* dec*d* about a d*t* claymed by the ſaid *Martyn* from the f*d* *ffloure* is ſuſpended till the third day of the next Court, and the eſtate of the f*d* *fflowers* not to be removed out of this Country

Haley vs Wright

The Difference betweene *James Haley* Attorny of *Jn°* *Jeanes* *Edward Dodd* *Jn°* *Weekes* & *Caleb Perryer* p*lt* and M*r* *Jn°* *Wright* Attorny of *Rich Ellis* is referred to the third Day of the next Co*rt*

Haynes vs Baſſett

The Difference between *Anth Haynes* & Cap*t* *Baſſett* guardian to the orp*t* of Coll *Cary* is referred to the third Day of the next Court

Cap*t*. *Hills* order *vs Mynns*

Cap*t* *Hill* is ord*r*ed to appeare the fourth day of the next Court to make good his complaint ag*t* M*r* *Mynns* Clarke of *Charles Citty* County Court

Greene vs Bland

M*r* *Beverly* M*r* *Chipp* Cap*t* *Ramſey* & M*r* *Starling* & M*r* *Randolph* are ordered to auditt the accompts betweene *Theo: Bland* Eſq*r* adm*r* of the eſtate of *Jn°* *Holmewood* dec̃d on behalfe of the orp*t* of the ſaid *Holmewood* & M*r* *Roger Greene* and make theire report tomorrow in the afternoone

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November the 24*th* 1671

[p̃ſent]

GOVERNO*R* *Tho: Ludwell* Sec̃r *Edwd Diggs* Coll *Warner* Coll *Bacon* *Theo. Bland* Coll *Swann* L*t* Coll *Beale* L*t* Coll *Parke* *Jn°* *Pate* Eſq*rs*

Lee vs Appleton

The difference betweene Mr *Robt Lee* Attorny of Mr *Godfry Lee* & Mr *Jno Appleton* as marrying the relict of Coll *Vāl Peyton* is referred to the fifth Day of the next Court where if Mr *Appleton* appeare not then Judgmt to paſſe for what ſhall be made appeare due wth coſts

Cole vs Beckingham

In the Difference betweene *Giles Cole* and *Mary* his wife plt and *Robert Beckingham* about land at laſt Court It was ordered that Mrs *Eliz Beckingham* the former wife of *Thomas Stevens* and late wife of *Rawleigh Travers* ſhould declare vpon her oath whether the ſaid *Travers* ſeated the land now in controverſye in his owne Right or bought of Mr *Purify* relation to the ſaid Mrs *Eliz Beckinghams* Interogatoryes and anſwers there vnto vpon Record may appeare, *It is now the Judgmt of this Court* that the Right of the ſaid Land doth belong to the ſaid *Cole* in Right aforeſaid and the ſaid *Cole* to poſſeſſe and Enjoy the ſame vnleſſe *Beckingham* doe at the next Court Shew ſufficient reaſons to the Contrary

Mathewes p̄ *Bandinell*

Mr *Thomas Mathewes* agent of Mr *Thomas Bandinell* maſter of the Ship *Nicholas* of *Jerſey* petic̄ond this Court that he might have the ſaid *Bandinells* bond delivered vp wherein he was bound to appeare before ye King and Councell and there make appeare that his Shipp was a free ſhipp to trade hither, and now having p̄duced an Order from ye King and Councell for delivery thereof as by the ſaid Order may appeare *it is therefore Ordered* that the ſaid *Bandinells* bond be delivered vp to ye ſaid *Mathewes*

. . . made uſe of

Mr *Kirkman* hath certificate granted for *Paul Soiſe William Latnin John Jackſon Jno Richardſon, Thomas Saunders Thomas Waterton Jno Harris Wm Bunny, Wm Sincleer Richd Lee Jane Daviſon Elizabeth Scott Michael Scott Jno Hunter Jno ffindall Jno Marſhall Richard Morriſon Richd Millett Agnes Niccoll Jno Carlile Gilbert Credor Thomas Jacobs Charlotte Clark Jeonnet Coraway Wm Hartwell ffrancis Kirbman Wm Bradley Henry Hartwell Xpian Wilſon Wm Anderſon Wm Birne Wm Lynn, Tom Moll. ffrank. Roſe Tom Jack, Will Nan* Negroes

Reeve for Adminiſtrac̄ of ye eſtate of his Bro:

It is ordered that ye petic̄on of *George Reeve* about ye Adminiſtrac̄on of ye eſtate of his Brother *Thomas Reeve* & *ffrancis Reve* is referred to *Middleſex* Court there to be determined

Place vs Stith

In the difference depending betweene Mr *Roland Place* and *John Stith* about Land, *It is Ordered* that ye whole Commrs of *Charles Citty* County bee of a Jury, and if there bee not enough of ye Commrs then ye Sheriff to Summon others of the Neighbourhood to bee joyned wth them, and to bee ſworne by Mr *Bland* who wth Mr *Jno Lewis* vpon ye 13th of *March* next are to lay out a direct ſtraight lyne from the heads of *oldmans* Creeke to ye head *Herring* Creeke ſo farr as it ebbs and flowes in each Creek as alſo the ſaid *Stiths* land according to ye bounds of his patent and if it appeares by the Said Jurors report that ye ſaid *Stith* is a treſpaſſer vpon that lyne, then he to pay all the charges that hath been expended in this tedious ſuit, and what alſoe remaynes vndetermined is referred to the third day of ye next Court, and this lyne not anywaies to p̄judice Mr *Place* his Title.

24th

24th 9ber 1671

[ꝑſent]

GOVERNOR Mr *Secry* Mr *Diggs* Col *Bacon* Col *Warner* Col *Swann* Col *Beale* Mr *Pate*

Tho. Ballard for Survey of Land

Vpon ye Ptiĉon of *Thomas Ballard* Eſqr *It is Ordered* that Col *Thomas Liggon* furveyor, furvey and lay out for ye ſaid *Tho: Ballard* Eſqr a ℔cell of Land adjoyning vpon . . . according to an Order of the Court dated in *June* 1668 and the ſaid Col *Liggon* to have liberty for ye more exaĉt ſurveying of ye ſame to goe vpon any firme land and Marſh belonging to Capt *Edward Mathewes* in right of an Orphan coñitting no manner of Waſt.

Bridget Williams . . . a dead Child

Bridget Williams being Indiĉted arraigned and tryed for murthering of a baſtard child was by the Grand Jury found *Billa Vera*, and by the Petty Jury found not guilty, vpon which the priſoner *Bridget Williams* was releaſed by Proclamaĉon

Mr *Nevett* concerning *Newgate* ſervts

Whereas Mr *Hugh Nevett* Mercht hath in Contempt and contrary to an Order of ye Kings Matie & Councell ꝑhibiting the Importaĉon of any *Newgate* or Goale birds into this Colony and the Order of this honoble Court receaved from aboard a ſhipp whereof one *Cooke* was Mastr, Tenn *Newgates* or Goale birds, *It is now ordered* that the ſaid *Nevett* do not depart out of ye Towne vntill that he give ſufficient ſecurity to this Court for ye tranſportaĉon of ye ſaid ſervants out of this Colony within two months after ye date hereof, And the ſaid Mr *Nevett* is hereby ordered to repay vnto any perſon or perſons who have bought any of the ſd *Newgates* as imported ſervants what they did bargaine for in the ſame ſpecie he had receaved it from them, And thoſe ꝑſons who have the ſaid ſervants are hereby ordered forthwith to returne them to the ſd *Nevett* accordingly

Halfehead & Coll *Parke*

Whereas Mr *Halfehead* hath abuſed Colonell *Parke* in moſt abuſive and ſcurrilous words, *It is ordered, It is ordered* that the ſaid *Halfehead* render in Court his hearty ſorrow for his abuſe which he does in theſe words (*Vizt*) *for what words I ſpake againſt Coll* Parke *I am heartily ſorry for it*, and pay the Coſts.

Roger Green 20li for tranſprt of Mr *Jones*

It is ordered that *Roger Greene* be paid by the Veſtry of *James Citty* ℔riſh for the Importaĉon of Mr *Samuell Jones* and for diſburſmts the Somme of Twenty pounds *Sterling* to bee paid according to Aĉt in ye firſt place after ye Levy is layd . . . adminiſtraĉon graunted to the ſaid *Greene* to be voyd

Alſopp ꝑ Mr *Jones*

Ordered that *James Alſop* bee paid by the Veſtry of *James Citty* ℔riſh the dues for the accommodaĉon of Mr *Samuell Jones* miniſter the ſomme of 200li of Tobacco and Caske to be paid in the ſecond place ſoe farr as what is due to ye ſd *Jones* from ye ſd ℔riſh

Mr *Jno Page* ꝑ Mr *Jones*

Ordered that Mr *John Page* bee paid by the ſaid Veſtry ſix pounds *ſterling* according to Aĉt ſo farr as the ſaid *Jones* hath credit from the ℔riſh

Concerning reſtitutions of 2s ℔ hhdd to ꝑtended looſers in the late Warr

Whereas Jno Rudds on the behalf of *Thomas Sands* of *Rotterdam* and himſelfe did this day petiĉon this Court for reſtitution of the duty of 2s ℔ hhdd paid vpon Tobacco ſhipt and ꝑtended to bee loſt vpon the ſaid *Rudds* ſhipp in the laſt warr wth *Holland, and whereas* during the ſaid Warr there were many other perſons, who vpon the like ꝑtended loſſes did petiĉon for ye like reſtitution, all which

which claymes being grounded vpon an Act of Parliam^{t}, entituled *an Act for Tonnage and Poundage* and amounting to a ſumme too great for the Country to beare the ſaid two ſhill ℔ hhdd not amounting to enough for the Supplying of the Governm^{t} and Supplying the other neceſſary charges of y^{e} Country This Court were then and are now of Opinion that the ſaid Impoſt of two ſhill ℔ hhdd was not compriſed nor intended to bee compriſed . . . the ſaid Act of Parliam^{t}, and did then and do now Order that no . . . reſtitution ſhould or ſhall bee made vntill it ſhould bee otherwiſe . . . and commanded by his moſt ſacred Ma^{tie} and the Lords of his moſt . . . Privy Councell to which this Court ſhall and will be alwaies moſt . . . yeild all ſubmiſſion and humble Obedience, In the meane tyme humbly beſeeching his Ma^{tie} and his Councell to conſider and believe that the neceſſities of the Country are ſo great and vrgent as not well to admit of a reſtitution of ſo great a ſomme as ſoe many ℘tended Looſers will Clayme if once they have a ℘ſident to juſtify their ℘tentions

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25th *November* 1671

[℘ſent]

GOVERNO^{R} M^{r} *Secretary Edw: Diggs* Col *Swann* Col *Bacon* M^{r} *Pate* Col *Parke* Col. *Beale*

Security for M^{r} *Nevett* ſending away his *Newg^{t}* ſerv^{ts}

Cap^{t} *Briſtow* and Cap^{t} *Walker* entered themſelves ſecurity in Court in y^{e} ſomme of 100 000^{li} of Tobacco & Cask that M^{r} *Nevett* ſhall ſend out y^{e} *Newgate* birds within 2 months according to a former Order of this Court

Rapley & *Maio^{r} Hone*

The difference between *Thomas Rapley* and *Maio^{r} Hone* late Guardian to y^{e} ſaid *Rapley* was referred to M^{r} *Beverly* and Majo^{r} *Sherwood* to audit the Acco^{ts} between them who find that there is due to y^{e} said *Rapley* vpon Ballance 5376^{li} of Tobacco and Cask w^{ch} *Hone* is Ordered to pay with Coſts

Marriot & *Maſon*

The two differences between *Maio^{r} Marriot* & *ffranc: Maſon* Guardian to *Jn^{o} Biſhop* is referred to y^{e} 3^{d} day of the next Court

Ann Tofts ſerv^{ts} & adm^{rs} of Col: *Scarborough*

The Sheriff of *North^{ton} is hereby Ordered* to take into his cuſtody *Owen Marples, Garrett Suple* and *Elizab: Cutler* late ſervants to M^{rs} *Anne Toft*, and them to ſecure till they give bond wth ſuffic^{t} ſecurity for their appearance at y^{e} 3^{d} daie of y^{e} next Court to anſwer y^{e} ſuit of y^{e} Adminiſtrat^{rs} of Colonel *Scarborough*

. . . Col *Swann*

The Order that Colonel *Bacon* as guardian to *Thomas Pettus* obteyned ag^{t} Colonel *Swann* and Cap^{t} *Ramſey* execut^{rs} of Cap^{t} *Groves* deceaſed at laſt Court relating to y^{e} negro and her Crops is confirmed, and the ſaid Execu^{rs} Ordered to deliver y^{e} ſame *als* Executñ and the other differences about y^{e} *Engliſh* ſerv^{ts} Cropps is referred for determinacõn to the third day of the next Court.

. . . Cap^{t} *Connoway*

Edward Diggs Eſq^{r} ſuing Cap^{t} *Connoway* to the Court about y^{e} ℘formance of a bill of lading wherein the ſaid *Edward Digges* hath made appeare that there wants two third of a Tierce of Claret. 28 gall of Brandy and a gallon bottle of Inke, *The Court doth thinke fitt and accordingly Order* that y^{e} ſaid *Connoway* ℘forme his bill of lading and pay Coſt.

. . . Coll

. . . Coll *Jennings* . . .

The difference between Mr *Bullock* plt Coll *Jennings* Majo*r* *Smyth* and Coll *Pritchard* Guardians to *John Mathewes* is referred to ye 3d daie of ye next Court where all of them are ordered to appeare to anſwer ye ſuite

. . .

Whereas Thomas Ludwell Eſqr in ye yeare 1668. ſent home in ye *Virginia Merchant* 15 hhds of Tobacco weighing 5728li. neatt, and conſigned the ſame to Mr *Richard Woodward* of *Briſtoll* Mercht of which he hath recd no Accompt, and the ſaid *Woodward* being dead, *and whereas* the ſaid *Thomas Ludwell* Eſqr obteyned an Attachmt againſt the ſd *Woodward*s eſtate in ye hands of Mr *May* which is returned to this Court, *Judgmt is now granted* to ye ſaid *Thomas Ludwell* Eſqr vpon ye Attachmt in ye hands of ye ſaid Mr *May* for ſo much as is Juſtly due wth damage & Coſts, and the eſtate to remayne in the hands of the ſaid Mr *May* till the 6th daie of *September* Court next in which tyme the ſaid Mr *May* may bee informed out of *England* concerning the ſame.

Ludwell Eſqr *vs* *Hayward*

Thomas Ludwell Eſqr Attorney of *Henry Norwood* Trear of this Colony ſuing Mr *John Hayward* as marrying the relict and Adminiſtratrix of Captaine *Wm Hay* deceaſed and the ſaid *Hayward* not appearing to anſwer the ſaid ſuit, and Mr *Jno Baskerville* of *Yorke* County being returned his ſecurity Judgmt is granted to the ſaid *Thomas Ludwell* Eſqr Attorney as aforeſaid agt the ſaid *Jno Baskerville* for what ſhall bee made appeare due unleſs he cauſe the ſaid *Hayward* to appeare the next Court according to Act

. . . petitioning this Court . . . leaſe lands in *Paſbehays* that Leaſes for 99 yeares might graunted, and the Court conſidering what great charge many of the Tennants have been at in building and other Improvmts doth think fitt and accordingly graunt and Order all the Tennants inhabiting vpon the ſaid *Paſbehays* have their Leaſes renewed for 99 yeares paying the accuſtomed Rents to ye Governor & his Succeſſors.

Survey granted on behalf of ye Orphans of *Talliford*

John Buckner and *Laurence Smyth* on behalf of the Orphans of *Robert Talliford*, have liberty graunted them to ſurvey and patt what waſt and vnpattented Land ſhall bee found near and adioyning to ye ſd Orphans lands and the lands of ye heires of *Abraham Moore*, not ꝑiudicing any former graunt and giving the Neighbors notice of the tyme of ye ſurvey & Entry rights

Land granted to *Jno Pate* Eſqr & Mr *Beverly*

John Pate Eſqr and *Robert Beverly* have liberty graunted to ſeize a ꝑcell of Land conteyning 6000-Acres vpon ye branches of *Mattapony* River and *Rappahannock* River according to Cuſtome.

Extent granted to *Wm Stonton* of *Gunnell*s Land in *Surry*

Mr *Edward Gunnell* being indebted to *Wm Stonton* by bill 5112 li of Tobb & Cask and being gone privately out of the Country contrary to Law. . . Extent vpon ye petic̃on of ye ſaid *Stonton* is granted him agt 1426 acres of Land in *Surry* County according to Law.

Greene . . . *Bland*

The difference between Mr *Roger Green* and *Theodorick Bland* Eſqr Admin*r* of ye Eſtate of *Jno Holmewood* was referred to be audited by Mr *Randolph Edward Ramſey*, *Robert Beverley*, *Jos: Chipp* who find that there is due to ye ſaid *Greene* vpon Ballance 8421li of Tobb & Caske, *It is therefore ordered* that the ſaid *Theoderick Bland* as Admin*r* aforeſd pay the ſame after funerall charges, rents bills bonds vnder hand & ſeals . . . Accompts wth Coſts of ſuit

Wood

Wood & Potter — The difference between *Edward Wood* & Mr *Potter* is referred to the 3d daie of ye next Court whither *Mills* appeare or not to ꝓceed to Judgment

Mr *Bland* & Mr *Greene* — By the Conſent & vpon ye motion of Mr *Bland* Mr *Roger Greene* is appointed to bee added to ye Adminiſtracon of *Holmewoods* Eſtate giveing ſecurity according to law

Col *Beale* & *Joane Wardley* — *It is ordered* that *Joane Wardley* ꝓforme ye Genll Courts Order . . . relating to Colonell *Beale* and his wife at next *York* Court, . . . ſhe then and there refuſe, to appeare at ye next genll Court . . .

Radford & *Yarrow* — The laſt Court Order is continued to the 3d day of the next Court about Surveying the Land in difference between *ffrancis Radford* & *James Yarrow* the weather then ꝓving ſo bad that it could not bee effected

Whittaker Boyd Sanders — The difference between *Boyd* and *Whittaker* is referred to ye 3d daie of ye next Court.

The difference between *Sanders* & *Whittaker* referred to ye 3d daie of ye next Court.

Lynny Maſon & Col *Swann* — *It is ordered that* Mr *Lynny* & Mr *Maſon* bee paid by Coll *Swann* & *Edward Ramſey* Executors of Capt *Greene* the ſomme of 8431 lb of Tobb and Caske with coſts, and the Executors to diſcount what they can make appeare . . . recd by the ſaid *Lynny* and *Maſon* ſince the tyme of the ſaid Capt *Greene* coming to ye Aſſembly in October

Veſt Browne & *Scarborough* to pattent land — Capt *Weſt Devereux Browne* . . . *hath order granted* them to pattent 3000 Acres of Land . . . vpper part of *Northampton* County being a neck of Land on the ſeaboard ſide between *Gingoteage* Creek, and . . . Creeke by pattent granted the 22th of *June* 1664 deſerted by Coll *Scarborough* and alſo for 300 Acres vpon *Muddy* Creeke and formerly deſerted by *Martin Moore* and alſo to ſurvey what waſt land ſhall bee found adjoying to ye ſaid 300 Acres Entring rights and not ꝓjudicing any former grants

Land pattentd to *Scarborough* — *Charles Scarborough* & *Jno Weſt have order granted* them to pattent 2000 Acres of Land in *Northampton* County on the South ſide of *Pocomoke* on ye Eaſtern ꝑte by the land of *John Reny* deſerted by *Robert Sikes* and *William* . . . entring rights and not ꝓjudicing any former granted according to cuſtome.

Land pattent to Cap *Weſt* — Capt *Jno Weſt hath order granted* him to ſurvey and pattent 1000 Acres of Waſt land in the vpper ꝑt of *Northampton* County on . . . Creeke on the ſoutherne ꝑt of a branch ꝑting the land of *Thomas Letherbury* and Wm *Benſon* Entring rights & not ꝓjudicing any former grantes

Land pattend to *Jno Weſt* — *Jno Weſt hath order granted* to ſurvey & pattent 1000 Acres of Waſt Land lying between ye land of *Gingoteage*, *Jno Wallops* & *Samuell Taylor* being two ſmall necks adjoyning to ye land of Colonl *Scarborough* deceaſed entring rights & not ꝓjudicing any former grants.

The Court is adjourned vntill the 20th of *March* next And all buiſineſes not determined are referred to the next court.

AT A gen[ll] Court held in *James Citty* the 21[th] of *March* 1671/2

ꝑſent

THE GOVERNO: S[r] *Henry Chicheley* K[nt] *Edward Diggs* Major gen[ll] *Smyth* Colon[ll] *Bacon Tho: Ballard* Eſq[rs]

The Governo[r] & *Kearney*

In the ſuit depending between the right hono[ble] S[r] *W[m] Berkeley* K[nt] Governo[r] and *Barnaby Kearny* Merch[t] for 200[li] *sterling* for w[ch] he y[e] ſaid M[r] *Kearney* drew bills of Exchange for paym[t] thereof to y[e] ſaid S[r] *W[m] Berkeley* on his order vpon M[r] *Joas Everſon* & M[r] *James* . . . which ſaid Bills of Exchange being demanded accordingly, were not paid but returned ꝑteſted as by a ꝑteſt under y[e] hand of a Notary publique appeareth. *This Court doth thereupon think fitt and Order* that the ſaid *Kearny* ſhall forthwith pay unto S[r] *W[m] Berkeley* the ſaid 200 [li] w[th] damages & coſts according to Act of Aſſembly as in caſe of ꝑteſted bills and alſo coſts of y[e] whole Suit. Notwithſtanding which order his hono[r] is pleaſed to declare, that in caſe the ſaid M[r] *Kearney* ſhall give his hono[r] good and ſufficient ſecurity that if he the ſaid M[r] *Barnaby Kearny* at y[e] gen[ll] Court in *October* next ſhall not prove that y[e] ſaid two hundred pounds is paid before this tyme to M[r] *Gawen Corbyn* for S[r] *William Berkeleys* uſe, that then hee the ſ[d] M[r] *Kearny* ſhall forthwith pay the 200[lb] *Sterling* with damages and coſts according to Act of Aſembly, w[th] intereſte for the ſame and what further charges his hono[r] ſhall bee at

Upon motion made by M[r] *W[m] Cole* Atto[r] concerning the eſtate of *Miles Carey* dec[d] . . . and by y[e] conſent of Colonell *Nathaniel Bacon* (Executo[r] of Cap[t] . . . *Baſſet*) and Cap[t] *Thomas Cary* who are poſſeſt of the eſtate of *Miles* and *W[m] Carey* orphans of y[e] ſaid *Miles Carey* dec[d] *it is ordered* that the Co[rt] of . . . County do take care for y[e] ſetling & diſpoſing of y[e] eſtate belonging to *Miles* & *W[m] Carey* two of y[e] ſaid orphans and alſo to take y[e] ſaid orphans and their part of the eſtate into their Cuſtody, and thoroly acquit y[e] ſ[d] Coll *Bacon* & Coll *Carey* from further trouble

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Afternoone

[ꝑſent]

THE GOVERNOUR Sir *Hen: Chicheley Edward Diggs* Coll *Bacon* Majo[r] Gen[ll] *Smyth Thomas Ballard* Eſq[rs]

Cole et Beckingham

Whereas by the laſt Gen[ll] Co[rt] in *Novemb[r]* It was ordered that M[r] *Giles Cole* in right of his wife ſhould be poſſeſſed of a Tract of Land & ꝑmiſes in y[e] poſſeſſion of M[r] *Robert Beckingham*, unleſs the ſaid *Beckingham* ſhould cause to the contrary at this Court, this Court after hearing all ꝑties, *do think fit to order* that y[e] ſaid Land houſes and p[r]miſſes ſhal bee (by ſuch ꝑſons as the County Court of *Lancaſt[r]* ſhall appoint) lay[d] out in three equall p[rts], and then the widow to have the Choice of the third ꝑt and y[e] remayning thirds to be poſſeſſed by the ſaid M[r] *Cole*

M[re]

Mrs *Baffett* widow of Capt *Wm Baffett*

Vpon reading the petiĉon of Mrs *Bridgett Baffett* the relict of Capt *Wm Baffett* decd *ye corrt doth order* That ye executors of ye fd Capt *Baffett* do not diſpoſe of any part of the eſtate untill it ſhall be decided by ye Aſſembly in *October* next, whither ye ſaid Mrs *Baffett* ſhall have her third in ye whole eſtate, or be bound up to abide and ſtand by the will of her late huſband.

22th *March* 1671/2

[p̄ſent]

GOVERNOUR Mr Secretary *Ludwell Edward Digges* Major Genll *Smyth* Coll *Bacon* Coll *Swann Thomas Ballard* Eſqrs

Boage ads Whittaker

It is Ordered that ye difference in ye Petiĉon menĉoned be referred to the third day of ye next Genll Court, and in ye meantyme, that neither Mr *Whittaker* nor any other p̄ſon make Waſt of ye Land & p̄miſes.

Hayward ads Newell

It is ordered that Judgmt ſhal bee graunted agt *David Newell* upon his . . . he come into Court by Monday night to ſhew cauſe to ye Contrary why he ſhould not pay the debt to *Jno Heyward* who married ye relict of Mr *Tho: Hunt* decd

Hone ads Seward

Judgmt is granted Majr *Theo: Hone* agt ye Sherr of ye *Iſle of Wight* County unleſs he bring in Mr *Jno Seward* by the next Court.

Afternoone

[p̄ſent]

GOVERNOR Mr Secretary *Ludwell* Major Genll *Smith* Coll *Bacon Tho: Ballard* Coll *Swann* Eſqrs

Adminiſtrats of Coll. *Scarburgh ads Monck*

Mr *Richard Laurence* Attorney of *John Monck*, Confeſſeth Judgment for 96li 9d *Sterling* unto ye Adminiſtrators of Coll *Edmond Scarburgh*, on behalfe of ye ſaid *Monck*

Ordered that ye Adminiſtrators of Coll *Edmond Scarburgh* do pay unto *Thomas Ballard* Eſqr five pounds *ſterling* for his extraordinary care and paynes taken in ſeverall buiſineſſes done for Coll *Scarburgh* in his lifetyme

Young ads Whiting

In the difference depending between Mr *Richd Young* & Mr *Henry Whiting* concerning a p̄cell of Land in *Glouc*r County . . . and a Tobacco houſe builded thereon by ye ſaid Mr *Young*, . . . to enable Jury of ye Inhabitants of ye County of *Glouc*r County to be ſummoned by the ſheriff thereof, who are to examine and to enquire into ye building and Clearing vpon ye fd Land, and how much the Land is . . . & then upon Mr. *Whitings* paying to ye fd Mr. *Young* what the jury ſhall adjudge him according to ye LXXth Act, the ſaid *Whiting* is to have poſſeſſion of ye fd land and Tobacco houſe

Mr *Drumond* and his frvt *John Hull*

Ordered that ye order made by *James* County Court bee voyd and the apprentice to ſerve out his terme wth Mr *Drumond* according to his indenture

German ads Bowler

Vpon ye petiĉon of *Edward Jerman* ſervant to Mr *Thomas Bowler it is ordered* that the ſervt bee free and that Mr. *Bowler* do allow him 50tie Acres of Land

Abrahall

Abrahall vs Payne

Whereas Coll *Robert Abrahall* had a writt agt ye body of *John Payne* for his appearance The Sheriff of *Rappaha* County returned him *non eſt inventus*, *Ordered* That Attachmt iſſue out agt ye goods and Chattells of ye ſaid *Payne*

Price vs Perkins

Whereas Richard Price appealed from ye Order of *Lancaſtr* County Cort to this Court, about an Order paſt againſt him there to pay . . . *Perkins* his Corn and Clothes; *This Court doth order* that that Order be confirmed, and that ye ſd *Price* do pay the ſaid Corn and Clothes wth Coſts of ſuit *als* exec

Coll *Codd* & ye Orphan of *Wilford*

Vpon ye Petiĉon of Coll *St Leger Codd* Concerning one *Wilford* an orphan of Mr *Thomas Wilford*, and an Ideot *It is Ordered* That Coll *Codd* ſhall have tuition of the ſaid Orphan Ideot, and poſſeſſion of his Eſtate belonging to him vntill ye next generall Court, when he *is Ordered* to bring the ſaid Orphan Ideot before ye Governor & Councell

Mr *Secry* agt the Adminirs of Coll. *Edm: Scarburgh* about *ffairvacks* debt.

Upon Mr *Secretaries* petiĉon as Attorney of Mr *John ffairvacks* Executor of Mr *Daniel ffairvack* deĉd *It is Ordered* that the ſuperſedeas formerly allowed by this Court on behalf of Coll *Edmond Scarburgh*, bee taken off and that Mr *Secretary* be left to take ye benefitt of ye Law agt the Adminiſtratorꝛ of the ſaid Coll *Edmond Scarburgh*

Tankard & *Nevill*--Land

Vpon the Petiĉon of *John Tankard* about 1300 Acres of Land in *Northampton* County which was formerly pattented by one *James Nevill*, In caſe it be p̄ved that the ſaid Land was deſerted in *Nevills* life tyme, then *Tankard* to ſurvey and pattent it, Otherwiſe to remaine to ye uſe of *Nevills* Orphan till he be of Age, and that the ſaid Orphan or ſome on his behalf appeare at ye next genll Court to ſhow cauſe to the contrary

Dangerfeild ads Murray

It is Ordered that a Jury of the anntient Inhabitants bee choſen to lay out the 1200 Acres of Land in the petiĉon menĉoned, and Mr *Robert Beverley* appointed Surveyor by this Court, and the ſaid Jury to return their verdict the 3d day of the next genll Court how they find it

Prefcott Land

Vpon the Petiĉon of *John Prefcott* about Waſt Land in Lower *Norfolk* liberty is granted him to ſurvey and pattent ye ſaid Land being 150 Acres entr rights

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The 23th of *March* 1671/2

[p̄ſent]

GOVERNOUR Sr *Henry Chicheley* Mr *Secretary Edwd Diggs* Majr Genll *Bennet* Coll *Bacon* Coll *Swann Thomas Ballard* Eſqrs

Mr *Wm White* agt *Kearny* & ſhipp

It is Ordered that Mr *Barnaby Karney* pay vnto Mr *Wm White* the one half of ye Charges expended at ye tyme of ye condemnaĉon of ye ſhipp *wild foule* among . . . and the adminiſtratrs of Coll *Edmond Scarburgh* one fourth p̄t and another fourth of the remainder . . . *Britton* or *Bandiwell* of *ffarley*, the whole expenſes amounting to 55li 6p.

Smyth . . .

It is ordered that *ffrancis Reeves* do pay vnto *Wm Smyth* his corne and clothes and bring in his Indentr the court having ordered *Smyth* his freedom & Mr *Reeves* to pay . . .

Livt

Livt Col. *Jordan ads ffarrell*

Leift Colonell *Geo Jordan* ſuing Mr *Hubert ffarrell* for ꝑte of a debt due by . . . *Sampſon* and it appearing by Mr *ffarrells* confeſſion that hee hath foure thouſand pounds of tobacco in his hands & belonging to ye ſaid *Sampſon*, *The Court ordered* that Mr *ffarrell* do ſecure the ſaid Tobacco in his hands, untill it ſhal bee knowne unto whom it ſhal bee paid or diſpoſed of.

Mr *Secretary ads* Mr *Tho. Woodward*

Mr *Secretary* ſuing Mr *Thomas Woodward* Sheriff of ye *Iſle of Wight* . . . of 2918lbs of Tobb for ffees due from ſeveral ꝑſons in ye ſaid county . . . Mr *Woodward* acknowledgeth Judgmt to Mr *Secretary* for ye whole ſomme ꝑvided he may bee allowed to diſcount for what hee can ꝓve is paid of ye ſaid Somme to Mr *Secretary* or his order.

Bigland & Broune ads Majr *Goodwyn*

In the difference between Major *Goodwin* & his two ſervants *Henry Bigland* and . . . *Browne*, Mr *Cole* moving as attorney to Major *Goodwyn*, it appearing by the depoſicon of five ꝑſons that ye ſaid two ſervants did beat their Overſeer. *It is ordered* that when they come to demand their Corne and Clothes (being now free) they ſhalbee whipped before ye next Juſtice for abuſing their Overſeer

Poole vs Minge

Ralph Poole petitioning the Court agt Mr *James Minge* for a debt of 3402li of Tobo and Caske. Mr *Ming* hath confeſt Judgmt to *Poole* for ye ſame

Poole vs Minge

Whereas one *Hetherfall* did formerly engage to make *Ralph Poole* a leaſe for Land in *Charles Citty* County. *It is ordered* that the complaint againſt Mr *Minge* be diſmiſſed, and that *Poole* be left to take ye benefitt of an Execucon he hath againſt the ſaid *Hetherfall* for 5000 lbs of Tobb and Caske.

Poole et alii vs Minge

Upon Complaint of *Ralph Poole* and others agt Mr *James Minge* for exaction of wood from the ſaid *Poole* and others Complaynts *This Court doth thinke fitt and ſo order* that Capt *Jos: Bridger* Coll *Kendall* & Mr *Robert Beverly* do examine the ſame and make report to this Court how they find it.

Mrs. *Katherine Jenings* adminiſtracon

Vpon reading ye petn of Mrs *Katherine Jeñings* late wife and relict of Colonell *Peter Jenings* decd who dyed inteſtate, *This Court doth order* that Adminiſtracon of the eſtate of her ſd late huſband be granted unto her, Major genll *Robert Smyth* being ſecurity, and liberty is alſo granted to her or her order to take ye horſes and mares wch do belong to ye eſtate out of whoſe grounds ſoever they ſhalbee found in & be brought to appraiſemt, and that the ſd Mrs *Jenings* ſhall over and above her ſhare bee allowed and paid out of ye ſaid eſtate 100li *ſterling* for her Paraphenalia, and alſo to enioy all her wearing Clothes & Ornaments belonging to her, The appraiſors to bee Major *John Smith*, Capt *Phillip Ludwell* Mr *Mathew Kemp* & Mr *John Buckner*, who are deſired to meet ye 11th of *Aprill* next to appraiſe ye ſaid eſtate, and from the date hereof for one whole yeare, no execution be ſerved vpon the Adminiſtrators or any ꝑte of ye eſtate belonging to her ſd late huſband

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The 25th *March* 1672

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley* Mr *Secretary Edw: Digges* Major genll *Smyth*. Liet Coll *Beale* Liet Coll *Parke* Coll . . . *Tho Ballard Jno Pate* Eſqrs

Natht

Nath[l] Bradford Land.

Vpon petit of *Nathan[ll] Bradford* about 400 Acres of Land joyning to the other Land at *Watchaprege:* alſo 1000 Acres in *Matchapungo Neck* in . . . being deſerted is granted him if no other ℔ſon hath . . . granted from this Court. he entr: rights

Cap[t] *Young* & Cap[t] *Lightfoot*

This Court doth deſire M[r] *Digges.* M[r] *Secry.* Lieu[t] Coll *Parke* *Thomas Ballard* Eſq[rs] to examine y[e] Acco[ts] between y[e] ſ[d] Cap[ts] *Young* & *Lightfoot* & to report how they find it

Lords Proprieto[rs] by their Agent M[r] *Kirton*

M[r] *Thomas Kirton* Agent for y[e] Lords Proprieto[rs] in *England* ℘ſenting a paper of Inſtructions which he receaved from them out of *England*, *It was accordingly read and Ordered* that y[e] ſaid Inſtructions bee recorded, *and the Court were pleaſed to declare*, that they do in no waies obſtruct but ℘mitt their legall ℘ceedings alwaies reſerving to themſelves all benefits & advantages which they may hope for from his Ma[tie] in anſwer to their humble Addreſſes his Ma[tie] But the Court doth thinke it very hard, that the Tennants who have been long ſeated and peaceably enjoyed their eſtates ſhould pay that Rent which they have formerly paid to his Ma[ties] Treasurer or Deputy according to his Ma[ts] Inſtructions, or that the ſaid Tennants ſhould be recharged to new ſurvey their Lands after ſo long tyme of poſſeſſion

. . . *Seward*

Ordered that M[r] *John Seward* giving ſecurity to bring in his Evidence by the next yeare, to produce what teſtimony he can from *England* to cleare himſelf, *The Court doth order* that it be referred vntill then and in the meane tyme M[r] *George Walkers* depoſic̃on to be taken in writing & alſo M[r] *Laffells* depoſic̃ons & to be recorded

Scarburgh vs Scarburgh

M[r] *Edmond Scarburgh* producing a pattent granted to him in y[e] yeare 1649 for 2000 Acres of Land in *Northampton* County, out of which his father Co[ll] *Edmond Scarburgh* in his life tyme did Pattent for his ſonne *Littleton Scarburgh.* 1000 Acres, for which, *Charles Scarburgh* the elder brother of *Edmond* did ſue him in *Northampton* County Court from w[ch] *Edmond* appealed to this gen[ll] Court. *It is Ordered* that the Land in *Edmonds* Pattent bee ſurveyed allowing him ten ℔ Cent in y[e] Survey, and if any over plus of Land be found within y[e] bounds thereof, then, That to remayne to *Charles Scarburgh* as heire to his brother *Littleton.*

Afternoone

[℘ſent]

GOVERNOUR. S[r] *Henry Chicheley* M[r] *Secretary Edw. Digges* Majo[r] gen[ll] *Smyth* *Henry Corbyn* Lie[t] Coll *Parke* Coll *Bacon* Lie[t] Coll *Beale* *Thomas Ballard* *John Pate* Eſq[rs]

Dix Land

upon petic̃on of *Iſaac Dix* 600 Acres of Land which was formerly graunted to *Mary Lewis* lying in *Northampton* County, being ſince deſerted, Leaue is given the ſaid *Dix* to Pattent the ſame in caſe it be not formerly graunted entring rights according to Law

Reeves adminiſtrac̃on

. . . it appearing that the widow of *ffrancis Reeves* dec[d] . . . to adminſter to y[e] eſtate of her late huſband who . . . Adminſtrat[r] to his Brother *Thomas Reeves* dec̃d, *therefore this Court doth graunt* Admintrac̃on to *George Reeves* brother of the ſ[d] *Tho:* & *ffrancis* provided hee put in good ſecurity to indemnify the

hono[ble]

honoble *John Pate* Eſqr & Mr *Xopher Wormeley* who were ſecurity for *ffrancis Reeves*. The ſd *George Reeves* confeſſeth Judgmt to ye ſaid *John Pate* Eſqr for 12lb 3s for p̄teſted bills of Exch according to Act:

Moore Land — *Order is granted* to *Barthew Moores* to ſurvey and Patt 300 Acres of Land in *Northampton* County it being deſerted, unleſs any former graunt p̄cede it, entring rights accord to law

Wallis Land — *Order is graunted* to *William Wallis* to ſurvey and patt 600 Acres of Land in *Northampton* County formerly graunted to *James Jolley* and by him deſerted in caſe it be not formerly granted to ſome other perſon. *Wallis* entring rights accord: to law

Wimberly Land — *Order is graunted* to *John Wimberly* to pattent 300 Acres of Land in *Nanſomd* County formerly granted to *Iſraell Johnſon*, who did not ſeat it, unleſs ſome former grant be made thereof, entring rights according to law.

Yardley Land — *Order is graunted* to *Argoll Yardley* to patt 500 Acres of Land p̄te of 1000 Acres lying in *Northampton* County formerly graunted to Mr *John Michaell* ſenior father to ye ſaid *Yardleys* wife & *Margaret* her ſiſter, whereof 500 Acres is ſuppoſed to be deſerted, which in caſe it prove to bee & not formerly granted, *Yardley* is to have it entring rights

Harris vs Young — *Ordered* that *John Harris* ſervant to Mr *Richard Young* be free having ſerved the tyme menc̄onedin his Indenture, and that Mr *Young* pay him his Corne & Clothes and wages for ye tyme he hath ſerved ſince ye expirac̄on of his ſd terme and Mr *Young* to pay Coſts.

Hill vs Codd — *Job Hill* ſervant to Colonell *Codd* is ſet free, p̄vided that when he comes to demand his Corne and Clothes, he be whipt and receive 39 laſhes.

Major *Jno Smyth* about ye Orphan of Coll *Mathewes* — *Ordered* that Major *John Smyth* and Colonell *Pritchard* ſhall bee Guardians to ye Orphan of Colonel *Mathewes*, they giving ſecurity to *Warwick* County Court to ſave them harmeleſs concerning the eſtate of ye ſaid Orphans and that ye ſuit of Mr . . . is to bee anſwered by the ſd Guardians next genll Court

Davis vs Pitts — Upon hering the difference between Major *Davies* and Colonell *Pitts* Capt . . . Attorney for Colonell *Pitts* hath on his Clyents behalf appealed to ye Aſſembly which is accordingly granted.

Laurence vs Lloyd . . . — Upon hearing of the Cauſe in difference between Mr *Richard Laurence* and Mr . . . *Lloyd* & his wife late ye relict of Coll *ffantleroy*, after long debating thereof on either ſide Mr *Laurence* hath appealed from this Court to ye next grand Aſſembly which is granted him he entring into bond wth ſufficient ſecurity for his p̄ſecution thereof . . . next grand Aſſembly

Colonel *Nicholas Spencer* ſworne one of the Councell of State in the Governors Chamber.

26th *March* 1672

[p̄ſent]

GOVERNOR Sr *Henry Chicheley* Mr *Secretary*. *Edw: Diggs* Major genll *Smyth*. Coll *Bacon Henr Corbyn* liet Coll *Parke* Liet Coll *Beale Tho. Ballard Jno Pate* Coll *Spencer* Eſqrs

Scarburgh

Scarburgh Browne Weft Land

Upon y^e^ Petit^n^ of *Charles* & *Edmond Scarburgh. Devereux Browne* & Cap^t^ *Jn^o^ Weft order is granted* them to patt 3000 Acres of land called *White Marfh* lying in *Northamp^t^* County w^ch^ is fuppofed to bee deferted, as alfo all other Waft Land that fhall be found menc̃oned w^th^in y^e^ bounds.

Scarborough vs Revell

In the matter in difference between . . . *Scarburgh* and *Edward Revell It is ordered* that a Jury of y^e^ auncient and able neighbors bee empannelled . . . difpute between them in fome Convenient tyme . . . examine Witneffes and to give their Judgment in writeing by the 2^d^ day of the next Gen^ll^ Court, whether Colonell *Edmond Scarburgh* hath . . . faid Lands, and if he did, whether the fame was feated within tyme according to pattent.

Reeves p̃ Adminiftrat

Vpon a fecond hearing of y^e^ petic̃on of *Geo: Reeves* brother to *Thomas* & *ffrancis Reeves* adminiftrac̃on of the Eftates both of y^e^ faid *Thomas* & *ffrancis* in the hands & poffeffion of y^e^ faid *ffrancis* at his death is granted to y^e^ faid *George*, & he is to pay all the iuft debts of *ffrancis* fo far as the faid joynt eftate fhall . . . to pay, and *it is hereby further ordered* that Lieu^t^ Coll *Cuthbert Potter* Cap^t^ *Xpofer Wormeley* & M^r^ *Robert Beverly* do appraife the faid eftate upon y^e^ 18^th^ of *Aprill* next w^ch^ appraifm^t^ and Inventory thereof is to be returned to y^e^ next gen^ll^ Court . . . M^r^ *Richard Robinfon* here in open Court became fecurity both to fave *Jn^o^ Pate* Efq^r^ & Cap^t^ *Xpofer Wormeley* harmelefs from the fecurity they became bound in for *ffrancis Reeves* to this Court, as alfo the faid *George* his due adminiftrac̃on of y^e^ f^d^ joynt eftate

Moore vs Duncomb

The Sheriff of *new Kent* returning the writt executes and *John Duncomb* not app^r^ing *order is granted* ag^t^ y^e^ Sheriff to make *George Moore* fatisfacc̃on unlefs he bring in *Duncomb* the next gen^ll^ Court.

Murphy Supple & *Cutler* Adm^rs^ of Coll *Scarburgh*

Vpon y^e^ petic̃on of *Owen Murphy Garret Supple* & *Elizab: Cutler* ag^t^ y^e^ Admini^rs^ of Coll *Edmond Scarburgh* dec^d^ *it is ordered* that the faid fervants bee free and that the f^d^ Adm^rs^ do pay them feverally their corne & clothes, as alfo cofts of fuit and fatisfacc̃on for overplus of fervice *als* exec.

. . . *Page*

It being p̃ved in court that M^r^ *Mathew Page* is very ill, it is referred to the next County Court held for *James Citty.*

Shaw to be free

Thomas Shaa formerly condemned to dye for murther & reprieved by his Ma^tie^ *it is ordered* that the faid *Shaa* have his liberty as y^e^ Kings prifon^r^ paying his ffees.

Deane vs L^t^ Coll *Jordan*

The building to be viewed by two able p̃fons, And they to take notice what is finifhed and what is not, and to report their opinions, & Co^ll^ *Jordan* hath p̃mifed to pay *Ralph Deane* whatfoever fhall appeare to bee due unto him y^e^ f^d^ *Deane* for the worke he hath done which remains as yet unpaid for.

Ramfey vs Longman

Vpon hearing of the difference betweene Cap^t^ *Edward Ramfey*, and M^r^ *Richard Longman* the faid M^r^ *Longman is ordered* to adiouft his Accounts upon oath.

Afternoone

[p̃fent]

THE Governour S^r^ *Henry Chicheley* M^r^ *Secretary* Majo^r^ gen^ll^ *Bennet Edward Diggs* Majo^r^ gen^l^ *Smyth* Coll *Bacon Henry Corbyn* L^t^ Coll *Parke Tho Ballard John Pate* Coll *Spencer* Efq^rs^

M^rs^

Mrs *Read* — Upon ye Petiçon of Mrs *Elizabeth Read* ſhowing that *ffrancis Reeves* in his life-tyme was owing to her late huſband as collector for ye *Virginia* Impoſt of 2s 1d pr hhdd the ſomme of 18li *ſterling* and gave bills of Exchange for ye ſame which were returned ꝑteſted Judgmt for ye ſame is confeſſed in court by *Geo: Reeves* the Adminiſtrat[r] to his brothers eſtate unto Mrs *Read*

Price vs Ball — vpon full hearing of the matter in difference it appeared that *Richard Price* hath very uncivilly demeaned himſelf toward the Commrs of *Middles:* County for which his contemptious & turbulent carriage *this cort doth order* that the ſd *Price* ſhall publiquely in *Midd* County Court aske forgiveneſs and pay 4000li of Tobb and Caske toward building and mending the bridge over ye great ſwamp betwixt *Midd* & *Glouc*r County, & to pay coſts of ſuit and to aske forgiveneſs in *lanc*r county Cort of ye Commrs there.

Pate vs Smyth — In the matter in difference between the honoble *John Pate* Eſq and *Laurence Smythe* attorney for ye orphants of Mr *Robert Talliford* about a ꝑcell of Land of 300 Acres lying in *Glouceſter* County *It is ordered by this Court* that Mr *Liggon* bee appointed Surveyor, and that a jury of the antient inhabitants & neighborhood be ſummoned by the Sheriff of the ſaid county and ſworne by Mr *Richard Lee* to joyne wth ye ſd Mr *Liggon* to layout the bounds according to ye firſt pattent by the marked Trees and naturall bounds and to give in their report concerning the Same and how they find it.

Place vs Stith — *Whereas* this Court hath had ye hearing of ye cauſe in difference betweene Mr *Roland Place* and Mr *Jne Stith* ſeverall tymes, and did in *November* laſt referr ye Survey of ye Land in diſpute to Mr *John Lewis*, who wth Mr *Bland* was to lay it out, and a Jury of ye Comiſſionrs & neighbourhood ſhould joyne wth them to give in their verdict after ye 13th of *March* inſtant, whither Mr *Stith* was a Treſpaſſer vpon Mr *Place* his Land. In returne whereunto they reported that they ſaid Mr *Stith* to bee a treſpaſſer vpon ye land of ye ſaid Mr *Place. The court after long hearing of ye ſd difference (the report being read and atteſted) hath ordered* that ye ſd Mr *Stith* being found Treſpaſſer as aforeſaid, ſhall pay the whole coſts of this ſo long ſuit, from ye firſt hearing of the difference about ye ſaid Land and Mr *Place* to bring an accott in, of his charges next genll Court for ye Court to conſider of, and that then Judgmt bee granted vpon the verdict to have ſuch damages pd him as this Court ſhall then determine.

Waad vs Potter — Mr *Edward Waad* is to have Judgment for his debt of 40li *Sterling* or 8000 li of Tobb & Caske ꝑvided Lieut Coll. *Potter* ſhalbee allowed thereone what he can lawfully diſcount or Mr *Waad* acknowledg.

Poole & others *vs Minge* — The comiſſionrs of *Charles Citty* County to examine the ꝑticular dues which . . . belong to Mr *James Minge* or are allowed him by their Court as their clark and Mr *Bland* is deſired to bee aſſiſting therein & to give in their report ye next genll Court

Dale vs Price — *Whereas it appeared in Court* that *Richard Price* did offer publique affront to Mr *Edward Dale* in ye Church in *Lanc*r County, *Ordered* that he aske Mr *Dale* forgiveneſs in that Cort or pay 2000 li Tobb & caske & coſts of ſuit.

Perrott vs Bowſer — *Ordered* that *Henry Bowſer* ſervant to Mr *Perrott* do ſerve his ſaid maſtr one yeare for abſenting himſelf by running away, over and above the terme of his Indenture.

Bowſer

Bowfer p̄ murder

The ſaid *Henry Bowfer* being indicted for y^e murther of . . . was by the petty Jury returned not guilty and was quitted by p̄clamacon.

27th *March* 1672

[p̄ſent]

GOVERNOUR S^r *Henry Chicheley* M^r *Secretary* Major gen^ll *Bennet Edward Diggs* Major gen^ll *Smyth* Coll. *Bacon* Coll *Swann Henry Corbyn* Lie^t Coll *Beale* Lie^t Coll *Parke Tho. Ballard Jn^o Pate* Coll *Spencer* Eſq^rs

Cheefman vs Throckmorton

The matter in difference between *Edmond* & *Thomas Cheefman* heires to Lei^t Colonell *John Cheefman* decd concerning certaine Lands in *Glouc^r* County in y^e hands of *Jn^o Ward John Throckmorton* & *Thomas Kemp.* being heard, *it is ordered by the Governo^r & Councell of State*, That the caſe be ſtated according to Law, and that it be referred to the Judgm^t of the Lord cheif Juſtice *Vaughan* or in caſe he bee dead to the L^d Cheif Juſtice *Turne^r* in the mean tyme the rents to remayne in the Tenn^ts hands vntill y^e diſpute be decided by the Law in *England*, And alſo y^e matter in difference between y^e ſ^d *Edmond* & *Thomas Cheefman* and *Symon Stubblefeild* being of y^e like nature is alſo referred to y^e Judgm^t in *England* as aforeſaid

Holliday vs Harlow

Vpon y^e peticon of M^r *Anthony Holliday* on behalf of y^e Orphans of M^r *Brower*, *It is ordered* that the order granted laſt gen^ll Court to M^r *John Harlow* to ſurvey ſome Land belonging to y^e ſaid Orphan, be reverſed.

S^r *Henry Chicheley ads Robinſon*

In the difference about y^e bounds of Land . . . y^e . . . *Chicheley* & . . . *Robinſon* *It is ordered* that . . . of the Land . . . neighbourhood be empannelled in . . . the p̄ties . . . , which Jury with a Surveyo^r ſhall . . . p̄ſue all pattents & evidences for y^e better . . . the . . . ſhall make true report of y^e ſtate of the ſaid Difference the 3 day of y^e . . .

Wallop Certificate for 40 p̄ſons

Certificate is granted *John Wallop* to enter 40 rights for 2000 Acres of Land . . . *Jn^o fferras, Rich^d Cooke Charles Agard, James . . . James . . . , . . . Caſtle Alice Oakland Jane Taylo^r James Aſhton, Sarah Shilling Joan . . . May Michael Lackland, Jn^o Butter Edmond Baskey, John Harris Tho Rogers . . . Tanner W^m Painter, Tho: Tunnell Rich^d Holland Jn^o Lamplagh Rich^d . . . Atkins Thomas Dinton Edward Stanly Henry Feery James ffleig*

Wallop for 19 p̄ſons

Certificate is granted *John Wallop* to enter 19 rights *vz^t John Wallop . . . Wallop W^m Wallop Joane Roffer Cornelius Roffe Maria* a negro *Jerman Jones . . .* a negro *Elizab. Playfoot. Eliz Minor, W^m Watts, Tho: Eldridge, Jn^o Tomkins Henry Webſter W^m Elder, Jn^o Jacob . . . Edmond Patrick George Hanon*

About ſurveying M^r *Place* his Land

Vpon y^e ſurveying M^r *Place* his Land by Order of this court, *The co^rt doth order* that M^r *Place* pay vnto M^r *John Lewis* Surveyo^r 3205^li of Tobacco & Caske or fourteen pounds *Sterling* and that M^r *Liggon* ſhall alſo have either 2125^li of To^bb and Caske or according to p̄portion money *ſterling*

Adminiſtrato^rs of Coll *Scarburgh*

Ordered that no Execucon be granted ag^t y^e Adminiſ^rs of Co^ll *Edmond Scarburgh* exceeding five pounds or for ſerv^ts corne & clothes vntill M^r *Secretary* as Attorney for M^r *John ffairvacks* be fully paid the debt due from Co^ll *Scarburgh* in his life tyme to M^r . . . . *ffairvacks*

Weſt

Weſt vs Marſh

Vpon reading ye peti^{t} of Majo^{r} *John Weſt* Executo^{r} of Majo^{r} *Joſeph Croſhaw* deēd complayning ag^{t} M^{r} *Clem^{t} Marſh* who married *Mary* the relict of ye ſaid *Croſhaw* as touching ye Orphans Eſtate, *It is Ordered* that the ſaid M^{r} *Marſh* & *Mary* mother of ye ſaid Orphan, do give ſecurity unto Majo^{r} *Weſt* ye Executo^{r} to pay two thirds of the debts of ye ſaid Majo^{r} *Croſhaw*, that the Eſtate bequeathed by Majo^{r} *Croſhaw* to his ſonne *Joſeph* ſhall not bee imbezilled, but that they ſhall make the eſtate . . . ye ſ^{d} Orphan, or returne his eſtate into the hands of ye ſaid Executo^{r}, that he may . . . for the Orphan's further ꝓviſion, *And it is likewiſe ordered*, that no ꝑt of the ſaid Orphans eſtate ſhall be diſpoſed of by M^{r} *Marſh* or his wife to any other uſe whatſoever and that M^{r} *Marſh* pay coſts of ſuit *als* Exec, and that the deed made made by M^{r} *Marſh* & his wife to M^{r} *Robert Spring* merch^{t} do in no wiſe ꝓiudice the eſtate of the ſaid Orphan.

31 *July* 1672
Execuc̄on iſſued

Afternoone

[ꝓſent]

GOVERNO^{R} S^{r} *Hen: Chicheley* M^{r} *Secretary Edw: Digges* Majo^{r} gen^{ll} *Bennett* Majo^{r} gen^{ll} *Smyth* Coll. *Bacon* Coll. *Swann Henry Corbyn* Lieu^{t} Coll. *Beale* Lieu^{t} Coll *Parke Tho. Ballard Jn^{o} Pate* Coll *Spencer* Eſq^{rs}

Buſhrod vs Dixon

Vpon hearing the difference in a petic^{o} menc̄oned betweene *Thomas Buſhrod* and *Richard Dixon* about Land lying in *Warwick* County now in poſſeſſion of ye ſ^{d} *Dixon*. *It is ordered* that two Surveyo^{rs} be choſen and a Jury of neighbours to be empannelled and Sworn by Cap^{t} *Carey*, and that the Land be Surveyed according to priority of pattents and bounds of ye ſ^{d} Land and report thereof bee made the 4^{d} day of the next gen^{ll} Court. The Surveyo^{rs} appointed are Cap^{t} *Underhill* and M^{r} *Milner and further Ordered* that M^{r} *Dixon* do put in his anſwer the 3^{d} day of ye next gen^{ll} Co^{rt} upon oath

Pate vs Warwell

Whereas Thomas Warwell . . . having made *Raph Deane* his Attorney to appeare for him before ye Governo^{r} & Councell, is indebted unto the hono^{ble} *Jn^{o} Pate* Eſq^{r} 3000 ^{li} of ſweet ſented To^{bb} and Caske, the ſaid *Deane* Attorney as aforeſaid doth on behalf of ye ſaid *Warwell* confeſs Judgm^{t} for paym^{t} thereof to ye ſaid M^{r} *Pate* in *Glouc^{r}* County *als* Execut

Execuc granted ye 24th *Septm^{b}* 1672

Potter vs Goodrich

Vpon hearing of the difference between Lie^{t} Co^{ll} *Potter* and *Thomas Goodrich*. *The Co^{rt} do unanimouſly conſent and ſo declare*, that the Comm^{rs} of *Rappahā* County Co^{rt} be thearby acquitted for any matter done by their Order therein, *and do Order* that M^{r} *Payne* late Clark of that County Co^{rt} and *ffreſhwater* ye vnder Sheriff be brought before ye Governo^{r} and Councell the firſt daie of ye next gen^{ll} Court, and that Coll *Potter* pay *Goodrich* coſts in in regard there was no cauſe of action.

Spencer vs Caſe

Whereas Cap^{t} *Robert Spencer* made complaint ag^{t} *Richard Caſe* of *Surry* County for private & underhand dealing wth his ſervants contrary to Act of Aſſembly all which was ꝓved in Court by depoſic̄ons under ye hands of ſeverall ꝑſons ſworne *This Court doth Order* that the ſ^{d} *Caſe* do make full Satisfaction for his ſaid Offence according to the CVth Act of Aſſembly, and that this order be . . . ye Court entry for a Preſident to deterr others from doing the like and incurring the penalty of ye ſaid Act. the ſ^{d} *Caſe* to pay Coſts of ſuit and Damages *als* execu^{t}

28th of *March* 1672

[Present]

GOVERNOUR Mr *Secretary Edw. Digges* Major genll *Bennet* Coll *Swann* Coll *Bacon* *Henry Corbyn* Coll *Spencer* Esqrs

Coll *Bacon vs* Coll: *Swann*

The matter in difference between Colonll *Nathall Bacon* & Coll *Swann* one of the Executors of Capt *Jno Grove* decd relating to an order of ye 21th of *November* last is referred to the honoble *Edw: Digges* Major genll *Smyth Henry Corbyn Thomas Ballard* Esqrs who are desired to end the said Difference and if either Coll *Bacon* or Coll *Swann* shall deny to performe their award, the . . . the other 10000 li of Tobb & Caske by their owne Consents declared in Court

Mr *Diggs*

Ordered That the honoble: *Edward Diggs* Esqr Receiver for his Maties rents be impowered and Authorized by this honoble Court to Summon the Severall sheriffs before him, and that they give in their Accompts unto him of ye said Rent

Hayes vs Oliver

Whereas the Sheriff of *New Kent* was ordered the 21th of *Novembr* last by this Court to bring in *John Oliver* upon whom he served a writt and who . . . to have brought him in, *Judgment is granted* agt ye sd sheriff for said . . .

Scarburgh Land

Order is granted to *Charles Scarburgh* to pattent all such Wast Land . . . found adjoyning to the head of his Land at *Pungoteag* between the . . . Marsh and the Lands thereunto adjacent entring rights.

Beale vs Clarke

Mr *Henry Clarke* not appearing according to writt *Judgment is granted* against ye Sheriff of *York* County in case he do not bring in Mr *Clarke* by ye 3d day of the next Court to answer ye suit *Thomas Waidson* was this day sworne Clarke of the Counsell according to ye Oath given Mr *Awborne* & recorded somewhat above two yeares Since

Mrs *Howell* widow

Vpon peticon of Mrs *Elizabeth Howell* widow of Mr *Jonathan Howell* decd desiring to have her apparrell & furniture of her Hus . . . bee granted to her *This Court doth order* that the goods menconed . . . to ye Peticon bee granted free vnto her.

Montford vs Swann

Upon reading ye peticon *Wm Montfort* Attorney of Mrs *Anne Montfort* widow agt Coll *Thomas Swann* & Capt *Edward Ramsey* execrs of Capt *John Grove* for 130li 6s 11d *sterling* & 5460li Tobb & Caske. *The Court doth thinke fitt and so ordered*, that Judgmt be granted agt ye said Executors for ye said debt of one hundred Thirty pounds six Shillings and eleaven pence *Sterling*, to be pd Mrs *Montfort* or her admr & Costs of suit, and that for the Tobb in dispute it be respited to some other tyme

Bow vs Deacon

Whereas upon an Appeale from *Glouc*r County Cort, the matter in difference between *Jeoffry Bow* & *Thomas Deacon*, about words between their wifes, & that *Glouc*r Court had awarded *Bow* to pay 1000li of Tobb to ye sd *Deacon*. *This Court doth thinke fitt & order* that ye Order of *Glouc*r Cort be made void and that *Bow* pay the Costs of ye suit in this Court, and *Deacon* the suit in *Glouc*r Court and so ye difference to end.

Chavis vs Austin

Vpon ye peticon of *Elizabeth Chavis* agt *Thomas Barber* concerning her sonne *Gibson Gibson* it appearing that the said *Barber* is gone for *England*, and left Mr *Samuell Austin* his Attorney.

This

This Court doth order that Mr *Auſtin* ſhall produce the ſaid *Gibſon* the third day of ye next genll Court held in *James Citty* and then all ꝑties to bee heard, and the matter in difference touching ye ſame to bee then determined.

Waters vs Willett

In the difference depending between Major *Wm Waters* Attor of Mr *Jne Martin* & Mr *John Willett* concerning divers goods and Tobbacco left by *John Martin* in the hands of *Thomas Teagle* (and alſo for 87li 3s 5d) which were afterwards ſent into the Country and belonged to ye fd *Thomas Martin:* all which goods & Tobb were delivered to Mr *John Willet*, who procured letters of Aſminiſtracon of ye ſaid *Jne Martins* eſtate. *For as much as* it appeared that ye ſaid *John Martin* had before his going out of this Country made a deed of guift of ye goods and Tobacco left by him in Mr *Teagles* hands, and thereby given the ſame to Mrs *Elizabeth Douglaſs* whom he was to marry (and who was afterwards married to Mr *Willet*) *This Court doth order* that the ſaid Mr *Willet* ſhall according to the ſaid deed enjoy the ſame. But the fd Mr *Willet is hereby alſo ordered* to deliver up to the ſaid Major *Waters* Attorney aforefd The fd Goods which were ſent in after *John Martins* going out of ye Country, or the ꝑduce of them, deducting what he hath already paid out of ye ſame.

Aftenoone

Mrs *Anne Tyler*

UPON reading the petiton of Mrs *Anne Tyler* relating to a writing recorded wch was intended for a will and ſworne to in court. Adminiſtracon is granted unto her with ye will annexed She giving ſecurity by bond to *York* County Court for the true ꝑformance of the ſaid will, wch Court is to returne that ſecurity to ye next genll Court

Wilſon & Land

Whereas 300 Acres of Land lying in *lower Norffolk* at ye head of ye ſouthern branch of *Elizabeth* River, was formerly pattented by one *Richd Jones* & by him aſſigned to ye fd *Wilſon*, the ſaid *Wilſon* not finding the land to be ſeated on peticoned this Cort for it, wch is granted him in his owne name entring rights

Price vs ffox

Whereas there hath been a difference long depending in *Lancr* County Court between *David ffox* & *Richd Price*, and by that Cort it was ordered that 4 hhdds of Tobb tendered by ye fd *ffox* unto ye fd *Price* being Viewed was found merchantable & good, ſhould be accepted by the ſaid *Price* from wch Order the ſaid *Price* appealed to this Court: who having heard ye matter fully debated, *do Order* that ye ſaid Order of *Lancaſtr* Court be confirmed and that *Price* pay coſts of ſuit *als* execuc

Cooke vs Haunts

Ordered that Mr *Willm Cooke* miniſtr do pay all Coſts of ſuit both at this and *new Kent* Court, and that he pay vnto *Michael Haunts* 2000li of Tobb & Caske for damages beſides coſts of ſuit.

Drummond vs . . .

The attachment that Mr *Drummond* tooke forth in *Virginia* agt Mr *Jne Currer* Eſtate there, (ꝑceding any other Order or Decree in *England*) ſhall take place, And his debt as farr as hee can prove ſhalbee firſt made good out of ye fd *Currers* eſtate here in *Virginia*

Duke about ye house & Orchard in *Martin Brandon*

Vpon ye Petiton of *Wm Duke, it is Ordered* that he have power to take care of ye Fruit belonging to the merchts in ye old houſe in *Martin Brandon*, and that he give an Accomp . . . to ye fd Merchts or their Attorney of ye ꝑfitts of ye Fruit

29th

29th *March* 1672: *Friday* forenoone

[ꝑſent]

THE GOVERNOR Sr *Henry Chicheley* Mr *Secretary Edward Digges* Majr genll *Smyth* Coll *Bacon* Coll. *Swann* Lieut Coll *Beale* Lieut Coll *Parke Henry Corbyn Tho Ballard Jno Pate* Coll *Spencer* Eſqrs

Churchwardens of *Mulberry* Iſland

Vpon reading the petiĉon of ye Churchwardens of *Mulberry* Iſland concerning one *Richard Adams* late ſervant to *Robert Hobart, Ordered* that ye ſaid ꝑiſh do mantayne ye ſaid *Adams* vntill the Aſſembly, and then they to bee paid their . . .

Plover vs Reeves

The buiſines in difference between Capt *John Plover* Attorney of *Junnifer* [?] *Plover* the Aſſignee of *Abraham Sharp* brother and heire of *Robert Sharp* deĉd and admineſtr to the fd *Roberts* Eſtate, and *Henry Reeves, Ordered* that no further ꝑceedings be therein vntill ye next genll Court.

Vaulx vs Carter

Ordered that ye cauſe in difference between *James Vaulx* Attorney of *Robert* . . . about ye ballance of an Accott of 84li 9s. 6d. bee diſmiſſed and that *Vaulx* ſhall pay Coſts of ſuit to Capt *John Carter als* exec.

Thomas Liggon Land

Liberty is granted to Mr *Tho. Liggon* to ſurvey and Pattent 450 Acres of Land lying in *Charles Citty* County entr rights.

Price abated of ꝑt of his ffine.

Whereas by order of ye 26th inſtant it was Ordered that *Richard Price* ſhould pay 4000li of Tobb & Caske as a ffine. upon his humble petiĉon and confeſſing his fault praying ſome remiſſion of ye ſaid ffine, *The Court is pleaſed to order* that 3000li of Tobb ſhalbee remitted him, he asking publique forgiveneſs as in the firſt order menĉoned

Mr *Ballard* in behalf of *Middleton* ꝑiſh.

Whereas by Order in *June* 1670 it was granted that ye firſt Land which ſhould Eſcheat to his Mattie within ye fd ꝑiſh ſhould be granted a Glebe Since which Order Capt *Giles Brent* died poſſeſt of a certaine ꝑcell of Land formerly belonging to Doctr *Jeremy Harriſon* deĉd. *This Court doth graunt* the ſaid Land to the uſe of the ſaid ꝑiſh, and that an Office be found, and *Middletowne* ꝑiſh to have it, if no other land eſcheated before the ſaid Order in *June* 1670

Waad vs Potter

Judgment is graunted to *Edward Waad* agt Lieut Coll *Potter* for 8000li of Tobb to bee paid next Court and Coſts of ſuit *als* exec

Whitty vs Aldridge

Whereas Attachmt was formerly graunted by this Court agt the eſtate of *Bennet Aldridge* for a debt of 4600li of Tobb & Caske due ꝑ bill unto Capt *John Whitty, Judgmt is now graunted* vpon ye fd Attachmt made by the Sheriff of the *Iſle of Wight* County.

Drummond vs Hyre

Whereas James Hyre Attorney to Wm *Cocker* who married the relict and Adminiſtratrix of Capt *John Whitty*, by an award of Colonll *Nathaniel Bacon* & *Henry Corbyn* Eſqrs, was to pay Mr *William Drummond*, 29li 14s 10d. according to an Order of reference from this honoble Court in *September* laſt. The ſaid *Hyre* being ſummoned to this Court and not appearing, *order is granted* agt ye Sheriff of *Nanſemond* for ye fd Debt unleſs hee bring in *Hyre* the next genll Court.

Haley vs Wright

Vpon reading the petiĉon of *James Haley* Attorny to ſeverall ꝑſons in *England* concerning *Daniel fflowers* eſtate, *It is Ordered* that no more of *fflowers* eſtate in this Countrey be diſpoſed of by any meanes, But that Mr *John Wright* mercht Attorney to the Execr of ye fd *fflower* deĉd do keep the reſt of the eſtate in his hands to anſwer the debts of *fflower* heere untill ye next genll Court

Price

Price ads Bailey

There appearing no cauſe of Action *Price* is non ſuited & Ordered to pay Coſts of ſuit in this Co^{rt} upon reading the petic̃on of Appeale to this Court by the ſaid *Price* from y^{e} Order of *Lanc^{r}* Co^{rt}. *It is ordered* that the difference betweene him and y^{e} ſaid *Joſeph Bailey* concerning paym^{t} of 831^{li} To^{bb} & Caske by *Price* to *Bailey* be referred to *Lanc^{r}* County Court to determine thereof.

This Court Adjourned unto the 20th day of *October* next 1672.

At a Generall Court held in *James Citty* before the right honorable Sr *Wm Berkeley* Governor the 16th of *May* 1672.

[p̄ſent]

THE GOVERNOR Coll *Bacon* Coll. *Corbyn Thomas Ballard* Eſqrs:

Mr *Secretary vs Bland* Orph: *Drew*

Whereas Theodorick Bland Eſqr deceaſed during his life tyme was entruſted wth the eſtate of Mrs *Dorothy Drew* daughter and Orphan of Colonell *Drew*, deceaſed and is now marryed. The honoble *Thomas Ludwell* Eſqr Secry one of the Executors of Coll *Drew* moved this Court in behalf of ye Eſtate of the ſaid Orphan. *Whereupon It is Ordered* that no part of the Eſtate of the ſaid Mr *Bland* ſhalbee payd out or diſpoſed of in any wiſe untill the eſtate of the ſaid late Orphan bee fully payd, unleſs it bee ſuch ſommes as ſhall appeare due to ye publique from ye ſaid Mr *Bland* as Collector

Radford on behalf of ye Orph: of *Garrett*

Vpon the petic̃on of *ffrancis Radford* agt *John Yarrow* guardian of the Orphans of *John Garrett* dec̃ed *It is Ordered* that the ſaid *ffrancis Radford* bee empowred to empannell or cauſe to be empannelled a Jury of ye Neighbourhood in *Henrico* County where the Land lyeth and to ſurvey the Land according to the bounds of ye Pattent (by which the ſaid Orphans are to hold ye ſame) within ſome convenient tyme, and that he bring in the ſame to the next genll Court, whereby the ſaid Orphans may enioy what of right belongs unto them and he to have what of right is due vnto him.

Coll *Swann* & Capt *Ramſey* execrs of *Groves* & Orphan of *Domingo*

Vpon ye petic̃on of Coll *Tho. Swann* & Capt *Edwd Ramſey* Execrs of Capt *Jno Grove* deceaſed concerning a p̄cell of Land let by leaſe from ye ſaid *Grove* to one *George Domingo* dec̃ed, and by him left as a Chattell to *Sarah*, ye daughter and Orphan of ye ſd *Domingo*, wch ſd p̄cell of land wth other Land of ye ſaid *Groves* was ſold for payment of his ye *Groves* debts: *This Court doth referr* the matter to ye Orphans Court in ye County of *Surry* recommending unto their care the ſaid Orphan, whereby her Intereſt as to the eſtate by the ſaid ſale may bee ſecured, not withſtand ye ſaid ſale, yet ſo as the ſaid ſale may remayne cleared from any Incumbrance, and the ſaid Coll *Swann* and Capt *Ramſey* enabled to make good their ſale thereof

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Eodem die poſt meridiem

p̄ſent

THE GOVERNOR *Tho Ludwell* Eſqr Secry. *Edward Diggs* Lieut Coll *Parke* Eſqr.

Francis Kirkman 800 Acres of Land

Upon the petic̃on of Capt *ffrancis Kirkman* for 800 Acres of land lying in ye ffreſhes on ye Southſide of *Rappahannock* river, formerly granted to *Thomas Ballard* Eſqr and by him not ſeated according to Pattent dated ye 6th of *Novembr* 1666. *It is Ordered* that ye above menc̃oned Land being not ſeated according to an Order of ye Generall Court of ye 25th of *March* 1665, That Mr *ffrancis Kirkman* have a graunt thereof according to ye bounds menc̃oned in ye former Pattent granted to Mr *Tho. Ballard* entr rights

At a General Court held at *James Citty* the 24th of *September* 1672

ꝑſent

THE RIGHT HONBLE: SR *WM BERKELY* Governr Sr *Hen: Cheſley Tho: Ludwell*, Sec Coll *Swann* Lt Coll *Beale Tho: Ballard Jno Pate* Eſqrs.

Mohun for Land — Vpon the Peticon of *Jno Mohun* ſheweth that haveing purchaſed 400 Acres of Land in *New Kent* of Mr *Rich: Whittaker* which formerly he bought of Mr *Geo: Chapman, the Court doth order* that Mr *Mohun* ſhall have to reſurvey the ſaid Tract of Land, and to enjoy what overplus ſhall appeare to be due Vnto him thereby.

Mohun ꝑ Land — *Whereas* it Appeareth to this Court by the Peticon of Mr *Warwick Mohun* that Mr *Jno. Mohun* hath deſerted 334 Acres of Land in *New Kent* which was by him purchaſed of Mr *Tho: Sanders. This Court doth grant* the 334 Acres of Land vnto the ſaid Mr *Warwick Mohun* he entring Survey and Rights According to act

Hurſt for Land — *Orderd* that the waſt Land adjoying to the Plantacon of *Wm Hurst* be Surveyed and that he have a Grant thereof he entring Rights According to Act.

Napier for Land — Upon Peticon of Mrs *Eliz: Napier* ſhoweth that 800 Acres of Land formerly Granted to Major Genll *Hammond* and not by him Seated as ſhe declareth. *This Court doth Grant* the ſame Land Lying one the S: weſt Side of *Yorke* River nere *black* Creeke vnto the Said Mrs *Napier*. She entring for the Same According to Act.

Hayard vs Newell — The matter in Difference Betweene Mr *Jno Hayward* and *Eliz Newell* Admrx of *Johathan Newell* decd is at the requeſt of Lt Coll *Beale* refferred to the hearing of the next Court.

Briſtoll vs Murray — *Order* that if *Murray* doe not Appeare at next Court in *Aprill* to Anſwer the complaint of Capt *Briſtoll* that then the order of *Glouſte* Court be Confirmed.

The 26th *September* 1672

[ꝑſent]

THE GOVERN: Sr *Henry Cheſly Tho Ludwell* Sec Major Genll *Wood* Coll *Bacon* Coll *Swann* Coll *Beale Tho: Ballard Jno Pate* Eſqrs

Codd Watts Wilford — *Whereas* by order of Court the 22th of *March* laſt Coll *Codd* was to have the tuition of *Tho: Wilford* an orphan & his eſtate being the ꝑtended to be An Ideot, vntill this Court, *This Court doth now Conſent and order* that the ſaid Orphan be returned vnto Mr *Jno Watts* his former Guardian together with the eſtate and Coll *Codds* Claime to the ſaid orphan to be void.

Boage vs Whittaker — Vpon Peticon of *Wm Boage* Attorney on the Behalf of Dr: *Burgany* and *Jane* his wife Concerning An eſtate defended to *Janes* Sifter to Capt: *Robt Pyland, This Court doth order* that Mr *Rich Whittaker* (whoſe Late wife enjoyed during his life and he in Right of hir ꝑt of the eſtate of the ſaid Capt *Robt Pyland* do vpon oth bring in at next Genll Court A Perfect Accot: of what he was poſſeſt of in Right of his ſaid wife, and alſoe what and how much

much thereof he hath Diſburſed in payment of Juſt Debts left owning at the Time of his marriage and that Two third ꝑts of the one half of that eſtate what ſhall Appeare Remaining in his hands be by him paid to y^e^ ſaid *Boage* & alſo y^e^ ſ^d^ M^r^ *Whittaker* ſhall at y^e^ end of y^e^ next Crop or on y^e^ 10^th^ of *October* next returne into y^e^ hands and poſſeſſion of y^e^ ſ^d^ *Boage* in L^d^: as yett he holdeth in Right of his wife.

ꝑſent

THE GOVERNO^R^ S^r^ *Hen: Cheſly Tho: Ludwell* Sec Majo^r^ Gen^ll^ *Wood* Co^ll^ *Bacon* Co^ll^ *Beale Jn^o^ Peate* Eſq^re^

Hayard vs Newell

Whereas by order of this Court dated the 22^th^ of *march* laſt Judgm^t^: was Granted vnto M^r^ *Jn^o^: Hayward* againſt M^r^ *David Newell* for ad Debt of Seven Thouſand four Hundred Eight Six pound of tobb and Caske *this Court doth now order* that execuc̃on iſſue out Ag^t^: the body of the ſaid *David Newell* for payment of the ſaid debt of Seven thouſand four Hundred Eighty Six pound of tobb and Caske w^th^ Coſts Sute.

The 27^th^ *September* 1672

ꝑſent

THE GOVERNO^R^ S^r^ *Hen: Cheſly Tho: Ludwell* Majo^r^ Gen^ll^ *Wood* Co^ll^ *Swann* Co^ll^ *Beale Tho: Ballard Jn^o^ Pate* Eſq^re^

Watkins for Land

*Order^d^* that M^r^ *Phillip Watkins* doe Survey and Pattent 1000 Acres of Land 500 formerly taken up by M^r^ *Morris* and the other five hundred taken up by M^r^ *Lewis* but not . . . the ſaid *Watkins* entring Rights Acording to Act.

Nickolas vs Doglaſs

Whereas by Severall orders of *Lower Norfolk* County Court it Appeareth that the Land Sold by M^r^ *Andrew Nickalls* and *Rich: Action* and by him aſſigned to *Daniell Douglaſs* hath bin often Surveyed and the poſſeſſion thereof confirmed and Continued vnto the ſaid *Duglaſs* and that *W^m^ Nickalls* Sonne of the ſaid *Andrew* hath without any Juſt Cauſe Summond the ſaid *Douglaſs* vnto this Court. *It is now ordered* that the *Douglaſs* doe hold and poſſeſs the Said Land without any futher Trouble or Moleſtac̃on and that *Nickalls* pay vnto the ſaid *Douglaſs* Coſts of Sute being nonſuited

Woodard vs Ayers

The Difference Betweene M^r^ *Tho: Woodard* & *ffrancis Ayres* is by Conſent of ꝑties referred to the 3^d^ Day of the next Gen^ll^ Court

Clare vs Roſſe

The Difference Betweene *Ambroſe Clare* and *Morris Roſſ* is referd to the . . . day of the next Gen^ll^ Court

Jones vs Hawkins

The Difference Betweene M^r^ *Geo: Jones* and Cap^t^ *Tho: Hawkins* is referred to the heareing and determinc̃on of S^r^ *Hen Cheſley* and *Hen Colbyn* Eſq who are deſired by the Govern^r^ and Councell to end the ſute or Report their opinions to this Court

Harris vs Voodard

*Order^d^* that Attachment be againſt the eſtate of *George Woodard* in *James Citty* County for paym^t^ of fifteen thouſand pound of tobb and Caske to *Alice Harris* the Relict of *Tho: Harris* in Regard the Said *woodard* is Returned by the Sheriffe *non eſt Inventus* . . . 4^th^ *October* 1672 Majo^r^ *Hone* being Security for *woodards* appearance next Court the Attachm^t^ to be Reſpited vntill then.

The

The 28th of *September* 1672

ꝑſent

THE GOVERNR: *Edward Diggs* Major Genll *Wood* Coll *Bacon* Coll *Swann* Coll *Beale* *Tho: Ballard* Eſqrs

Hampton vs Heard — Upon Petiĉon and Complaint of Mr *Tho: Hampton* Againſt *Ann Heard* about Some Hoggs. *This Court doth order* that Mrs *Heard* doe pay vnto the ſaid *Hampton* the Some of two thouſand pounds of tobb and Caske in lieu of the ſaid Hoggs detained and alſoe Coſts of Sute

Mulder Woodick — Upon the Petiĉon of *Joſeph Mulder* and *Henry Woodick* ſtrangers who have Served there times in this Country to be naturallized, It is by the Govern[r] Councell Refferred to the Aſſembly

Greene vs Bland. — *Whereas* there hath been divers hearings in this Court and Severall orders made in the Difference Betweene Mr *Roger Greene* plt *Theodrick Bland* Eſqr Deceaſed defdt *this Court doth now order* by Conſent of Both ꝑties that Lt Coll *Geo: Jordane* and Capt *Otho Southcott* have power to Examine the Severall matters of Mr *Greenes* ꝑticular Accts as alſoe the Accts concerning the of *Jno Holmewood* Deceaſed Between him the Said Mr *Greene* & Mrs *Ann Bland* Relict and Executrix of the Said *Theo: Bland* Eſqr and to End and Determine all the ſaid matters in Difference or elſe to report to The Next Court how they find it.

The 30th *September* 1672

[ꝑſent]

THE GOVERNOR Sr *Hen Cheſley Tho: Ludwell* Secr Major Genll *Wood* Coll *Swann* Coll: *Beale* Lt Coll *Parke Tho: Ballard Jno Pate* Eſqrs

Weſt for Land — *Orderd* that Capt *Jno Weſt* doe pattent 500 Acres of Land Lying on the North Side of *Pungoteak* Creeke as by the Pattent the 20th of *October* 1661 to *Scarbrough.* Appeareth being Loſt for want of Stateing in [1]

Scarbrough & *Weſt* for Land — *Orderd* that the Land menĉoned in a Pattent granted to Coll *Edmond Scarbrough* dated the 9th of *Octbr* being -3000 - Acres in *Accomack* be Surveyed, and that whatſoever overplus ſhall be found wthout the Land may be added to the former Pattent & granted to *Charles Scarbrough* & Capt *Jno Weſt* they entring right according to Act

Weſt for Land — Vpon a Petiĉon by this orderd to be Recorded Capt *Jno Weſt* it is according to the prayers in the ſaid Petiĉon menĉoned he hath the ſaid Land he holds by Pattent dated 23th of *March* 1671/2 confirmed vnto him by vertue of the former Right entred thereof

Miniſter & Churchw: of *Northm* County — *Orderd* that the Petiĉon of the miniſter & Churchwarden of *Humgret* ꝑiſh & the Contents therein menĉoned be Reffd to the County of *Northampton* to make Report to the next Genll Court

Diggs vs Reade — *Orderd* that the Matter Menĉoned in the Petiĉon of *Edward Diggs* Eſqr be Referred to 4th Day of the next genll Court

Digs

[1] The sentence breaks off abruptly.

Digs vs Lockey & Hansford

Orde'd That the Mare Colt marked by M^rs *Lockey* or her ſonne *Charles Hansford* is by this Court allowed to be the proper goods of the Hon^ble *Edward Diggs* Eſq^r, and therefore for the Damages it is Reſpited vntill it ſhall bee determined by this Court or a Jury

Price vs Bendall

The Matter in Difference Betweene *Rich^h Price* and *W^m Bendall* & *Eliz:* his wife is Referred to the 4^th Day of the next Gen^ll Court

Halſehead vs Halfehead

Orde'd that M^r *Geo: Halfhead* doe pay vnto vnto M^rs *Sarah halfhead* Twenty pound *Sterl* or the Value thereof in good as ſhall Agree in lieu of his Demand for to Peraphanalia and all other Demands

Mo ntford vs Col^l *Swann*

Vpon Petic̃on of M^r *W^m Montford* Atto: on the behalf of his mother M^rs *Ann Montford* againſt Co^ll *Tho: Swann* & Cap^t *Edw: Ramſey* Executo^rs of Cap^t *Jn^o Groves* it appeareing there Remanes due and owing vnto the ſaid M^rs *Montford* the Some of Seventy pounds Six ſhillings & Eleven pence as p̃t of what was due By the Said *Groves* vnto M^rs *Montford this Court doth* [*ord^r*] that they p̃duce Soe much of the eſtate of Cap^t *Groves* as is Remaining in their hands and M^r *Montford* doe alſoe p̃duce a Necklace of Pearls loſt by Cap^t *Groves* in his life time as p̃t of Security for his Debt then owing to M^rs *Montford*, and the ſaid Necklace be added to the p̃te of the eſtate Reſting in the Executo^rs Hands in Cattell or otherwiſe and that the ſaid Cattell *et* & Necklace bee appraiſed by p̃ſons equally choſen for either p̃ty and that thereout the ſaid Debt of Seventy pound Six ſhilling & Eleven pence be paid & Satisfied to the Said M^rs *Montford* w^th Coſts Sute

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The 30^th Afternoone

[p̃ſent]

THE GOVERN^R *Tho: Ludwell* Secr *Edward Diggs* Majo^r Gen^ll *Bennett* Majo^r Gen^ll *Wood* Co^ll *Bacon* Co^ll *Swann* Co^ll *Beale* L^t Co^ll *Parke Tho. Ballard Jn^o Pate* Eſq^rs

ſlader vs Nevet

Vpon Reading the Petic̃on and Examining the matter Betweene *Mathew ſlader* p^lt and *Hugh Nevet* Defd^t *it is the opinion of this Court and ſoe orderd* that there being noe iuſt cauſe of Ac̃on Ag^t M^r *Nevet* that *ſlader* be nonſuited & pay Coſts of Sute *als* ex

Porten vs Bray

Vpon the Petic̃on of M^r *W^m Porten* Atto: for M^r *Jn^o Cuſtis* againſt M^r *Plomer Bray* for a Debt of Three thouſand pounds of To^bb & Caske M^r *Porten* haveing already Receaved Some p̃t, *the Court doth order* the ſaid *Bray* to pay vnto the ſaid M^r *Porten* fourteene hundred & Thirty pounds of to^bb and Caske with intreſt according to Specialty w^th coſts Sute *als* ex

Rallam & Hammond

The Pattent of *Hammond* to be allowed according to the number of Poles, but by both their conſents the Buſines Refferred to Cap^t *Southy Littleton* and the Petic̃on delivered him at M^r *Awborne* the 4^th *October* 1672

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the 2^d day of *October* 1672

p̃ſent

THE RIGHT HONO^BLE S^R *W^M BERKELEY* kn^t Governo^r S^r *Hen: Chicheſley Tho: Ludwell* Sec^r *Edw: Diggs* Majo^r Gen^ll *Bennet* Majo^r Gen^ll *Wood* Co^ll *Bacon* Co^ll *Swann* Co^ll *Beale* Co^ll *Corbyn* L^t Co^ll *Parke Tho: Ballard Jn^o Pate* Eſq^rs

Coman

Coman vs Bruck

Vpon the Petiçon of *Ann Coman* wife of *W^m Coman* concerning a Cheft of hers as belonging to her felf by Vertue of an Execuçon granted to *Benjamin Bruck this Court doth order* that the whole matter be Refferred to the Commiffion^rs of *Warwick* County Court who are defired to end the Same or Report their Opinions to the Next Court

Lighfoote & others *vs Reeves*

Whereas Geo: Reeves Adminiftrato^r of his Brothers *Tho:* and *ffrancis Reeves* is Arrefted to this Court by Severall ℔fons for debt Owing for his two Brothers deceafed, *this Court doth Order* that the faid *Geo: Reeves* fhall have Liberty vntill next *March* Court to pay the debts of *Thomas Reeves*, and that then M^r *John Lightfoot* Credito^r of *ffrancis Reeves* fhall have priority of being first paid his debt owing him by *ffra: Reeves* haveing this day Entre^d his Clayme Thereon.

Orphans of *Davis* & Com^rs of *Yorke*

Whereas Com^rs of the County Court of *Yorke* did Take Care that Security fhould be Given for the eftate of the Orphans of *John Davis* deceafed Vpon Marraige of the Widdow *davis* relict of the Said *John Davis* deceafed w^th on[e] *Tho: Holder*--and that after the Security So taken as aforefaid the Orphans of the faid *Davis* Now Petiçon againft the Said Com^rs of *Yorke* County Court for their feverall portions *This Court doth now judge* that the faid Com^rs are [not] any Wayes obliged thereunto *and therefore Order* that the whole Matter be Refferred to *Yorke* County Court When both *Holder* and the other Security are to Appeare. And that Court to end the difference or report to this Court

Lightfoot vs Lightfoot

M^r *Phillip Lightfoote* Makeing it Appeare to this Court that he being Security for his Brother Cap^t *Jn^o Lightfoot* hath paid three hundred pound *Sterling*, in Confideraçon whereof his brother Made over vnto him Ninety Acres of Land in *Glouſter* County, ℔^t of Satisfaçon *This Court doth order* that the M^r *Phillip Lightfoot* fhall Caufe the Said Land to be Extended and have Execuçon thereon & that after it fhall be Surveyed, The Sherriffe of *Glouſter* County fhall Extend the Same by Serving Execuçon thereon and Deliver the poffeffion thereof to the Said *Phillip Lightfoot*

Smith vs Bullock

Whereas there hath been a Long Suit Depending Betweene M^r *Rob^t Bullock* and the Guardians of the Orphans of Co^ll *ffrancis Mathews* And that Majo^r *John Scarbrough* Atto: of the faid *Bullock* Sued Majo^r *John Smith* to this Court Concerning A Mill in Difference. *It is Now by this Court Determined and Ordered* that the faid Majo^r *Smith* fhall pay to Majo^r *Scarbrough* for the Vfe of *Robert Bullock* Twenty Pounds *Sterling* in full of all demands,

Viccars & Orp^n *Ellifon*

Orde^rd That M^r *Thomas Viccars* bee Guardian to *Gerrard Rob^t Ellifon* Sonn & Orphan of Majo^r *Ellifon*.

Knight vs Hobfon

The Matter in difference about an Attempt Betweene M^r *Peter Knight* and M^r *Tho: Hobfon* both of *Morthumberland* County is by this Court with Confent of Both ℔ties referred to the heareing, Auditing and determinaçon of Co^ll *St Legar Code* M^r *Mathewes* M^r *Jos. Lee* and M^r *W^m Prefly*, who are Authorized by this Court to end the Same

Weeke for land

Orde^rd that *Abraham Weekes* have Liberty granted to Survey And Pattent about four or five hundred acres of Land in *Middlefex* County Lying on the *Dragon* Swamp betweene 2 branches Comonly Called the *Active Oake* he entering Rights According to Act

Ranfom

Ranſom for Land — *Order*[d] that *Geo: Ranſome* ſhall have his Land in *Mockjack* bay being Eleven Hundred Acres Surveyed and What overplus of Land Shall be found within the bounds of that pattent is now Granted Vnto him to be added to his pattent he entring Rights According to Act

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The 3[d] *October* 1672

[p̄ſent]

THE RIGHT HONO[BLE] S[R] *W[M] BERKELEY* Kn[t] Governo[r] *Tho: Ludwell* Secr *Edw: Digg* Majo[r] Gen[ll] *Bennett* Co[ll] *Bacon* Co[ll] *Corbyn* Co[ll] *Swann* Co[ll] *Parke* *Tho: Ballard* *Jn[o] Pate* Eſq[rs]

Maſon & Hudſon — *Eliz Waterton* being Middwife to *Ann Hudſons* Moth[er] doth believe that the ſaid *Ann* is of full age and ſoe allowed to be by This Court to be Recorded & her huſbands dues to M[r] *ffra: Maſon* to be Record[d]

Smith vs Drommond — The matter in Difference Betweene *Bryan Smith* and M[r] *W[m] Drommond* is Referred to the 4 [day] of *Aprill* Court Next

Myhill vs Lockey — The Difference Betweene *John Myhill* and M[rs] *Ann Lockey* about Dividing a p̄cell of Land at *Mattapony*. *Order*[d] that *Myhill* give M[rs] *Reade* Notice of this Petic̃on, and if ſhe doe not by next Court Shew Cauſe to the Contrary then he to Survey the ſaid Land and take p̄t of the Diviſion

Chavis vs Barber — *Whereas* it Appeareth that *Gibſon Gibſon* the Sonn of *Eliz: Chavis* was Vnlawfully bound by *Berr. Mercer* to *Tho: Barber* which ſaid *Barber* left one *Samuel Ouſtin* his Attorney *It is order*[d] that the ſaid *Gibſon Gibſon Gibſon* be free and Delivered to his Mother and M[r] *Ouſtin* Left to Take his Remedy at Law againſt the eſtate of *Mercer*

Scarbrough vs Wild — The Difference Betweene Majo[r] *John Scarbrough* Atto: of M[r] *Rob[t] Bullock* and Cap[t] *Daniel Wild* is by Conſent of Both p̄ties Referred to the 3[d] Day Next Gen[ll] Court

Haley vs Thorp & Bend[r] — *Order*[d] that the Differrence Now Depending Betweene *James Haley* Atto: of *John Clarke* Eſq[r] and M[r] *Otho Thorpe* & M[r] *Geo Bendexther* be by Conſent of Both p̄ties Referred to the 3[d] day of Next Court

Beale vs Clarke — The Matter in differrence betweene Co[ll] *Beale* and M[r] *Hen: Clarke* about a p̄cell of Land in *Rappahanock* being heard *this Court doth Order* that Eleven hundred Acres p̄te thereof formerly Pattented by the Said *Clarke* and Now in his poſſeſſion . . . and that M[r] *Rob[t] Beverly* and M[r] *Moſeley* do Survey y[e] Reſidue to Layout Co[ll] *Beales* p̄porc̃on and they Returne their Survey to *Aprill* Court Next

Alexander vs ffitchettherbet — *Ord[r]d* that the Matter in Difference Betweene M[r] *John ffitcherbet* and Cap[t] *Jn[o] Alexander* be Referred to *Aprill* Court

Cowles vs Kearney — Vpon the Petic̃on of *Edmund Cowles* againſt M[r] *Barnaby Kearney* who was Bayle for *W[m] Marſhall*. *It is Orde[r]d* the Said M[r] *Kearney* ſhall pay vnto M[r] *Cowles* what he can juſtly Can make Appeare was due vnto him by *Marſhall* According to the Articles of Agreement Betweene the ſaid *Cowles* and *Marſhall* & Coſts of Sute. 4[th] *October* M[r] *Kearney* hath Liberty granted vntill *March* or *Aprill* Court to bring in *Marſhall* or to pay this Order

Bow

Bow vs Deacon . . .

Whereas it was ꝑved in Court that *Sarah Bow* the Wife of *Jeoffrey Bow*, did Vtter Very Scandalus words by Calleing Mrs *Deacon* whore *This Court doth Order* that the ſaid Mr *Jeffrey Bow* ſhall pay One Thouſand pound Tobb towards the New fort At *James James Citty*, otherwiſe the ſaid *Sarah* his wife to be ducked after ſhe ſhall be delivered with child

Scarbrough ꝑ Land

Ordᵉd that Mr *Edmund Scarbrough* Survey and Pattent Eleven hundred Acres of Land in *Northampton* County called *Black Walnutt Neck* formerly taken Vp by one *Billiot* but not Seated, he Entred Rights According to Act

Thruſton vs Commingham

Whereas it Appeareth that Mr *Maloch Thruſton* as Dep . . . of *Lower Norfolk* by Enquireing after the eſtate of one *John Commingham* a Stranger who died in that County, was at Very Greate Charge to the Some of Sixteene hundred & Seventy pounds of Tobb. *It is ordᵉd* that the ſaid Mr *Thruſton* ſhall have his Remedy by Law againſt any ꝑt of the eſtate of the ſaid *Commingham* Where it ſhall appeare to found

Walbuck & Allen

Whereas by Order of *Surry* Court *Edward Walbuck* ſervant to Mr *Arthur Allen* was ſett free, Mr *Allen* Appealeing to this Court *It is ordᵉd* that the ſaid order of *Surry* Court be Confirmed & Mr *Allen* to pay Coſts of Sute

Laurence vs Awborne

Mr *Rich Lawrence* haveing Charged *Rich Awborne* in *James Citty* County Court with words relate to the ſaid *Awborne* being lyable to a Tryall for the Death of *John Penior* Decd in Soe high a Nature that the ſaid Comrs thought fitt to Cmitt the ſaid *Awborne* to the ſherriffs Cuſtody Vntill he gave bond wtb Security for his Appearance at this Genll Court to Anſwer the Same, and the ſaid *Lawrence* to ꝓſecute to his charge. And this day Lt Coll *Jordan* Attorney Genll for his Matie ꝓſenting the ſaid order in Court and this Court finding no Matter or Grund for a Inditemt agt *Awborne* for the ſame, *doth now order* that the bonds entred into by either be delivered Vp Vnto them, and *Awborne* and his baile Accquitted from the Said Charge

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The 4th *October* 1672

[ꝑſent]

THE RIGHT HONOBLE Sr *Wm BERKELEY* knt Governor *Tho Ludwell* Secr *Edward Diggs* Coll *Bacon* Major Genll *Wood* Coll *Corbyn* Coll *Beale* Lt Coll *Parke* *Jno Pate* Eſqrs

Place vs Hunt

Vpon An Appeale of Mr *Rowland Place* from *Weſtover* Court in a Differrence Betweene him and Mr *Wm Hunt* about a Copper that was taken away by the Said Mr *Hunt* from *Buckland*, *It is ordᵉd* that Mr *Hunt* doe pay Vnto Mr *Rowland Place* Six hundred pounds tobb and Caske with his whole Coſts of Sute *als* ex

Hawkins ꝑ Land

Vpon the Peticon of Capt *Jno Hawkins* about a ꝑcell of Land of Eight hundred & Twelve Acres & ¼ in *Rappahanock* County and by Reaſon of Some knowne Difficulties would not Seate it formerly--whereby he feared to looſe it, *The Court doth now grant* him to New Pattent the Same land he Entring New Rights

Maſon vs Price

The matter in Differrence Betweene Mr *ffra: Maſon* & Mr *Price* is Refferred by Conſent of Both ꝑties to Next Genll Court

Buſhrod

Buſhrod vs Dixon

Whereas a long and Tedious Sute hath for many Yeares Depended Betweene Mr *Thomas Buſhrod* and Mr *Rich Dixon* about A ꝑcell of Land Sold by Mr *Buſhrod* to the ſaid *Dixon This Court doth now order* that according to A former order of the 29th *March* laſt that A Jury of the Neighbourhood be Empannelled & Sworne and that Capt *Vnderhill* and Mr *Milner* Surveyors or one of them be Aſſiſting and they to Lay out the Land According to the True and full bounds, and Their report thereof to this Court ſhall be A finall End to this Long and vexatious Sute

Tankerd vs Nevill

Whereas by a former order in *March* Court laſt Mr *John Tankard* hath ꝑt of A Grant of Thirteene Acres in *Northampton* County Vpon a ꝑvis: in that order menc̃oned, *It is Now ordered* that the ſaid Land is to Remayne to *John ffurſe* in the Right and for the Vſe of *James Nevill* in whoſe name the Said Land is already Pattented & *Tankards* order made Void

Kirton vs Dale

The Matter in Differrence betweene Mr *Tho: Kirton* and Mr *Edward Dale* The Said *Dale* being not in Court is Refferred to the Next Court in *Aprill*

Letherbury vs Carter

Whereas it Appeareth to this Court that *Sarah* the Wife of *Paul Carter* had a Child Borne of her in this Country and ſhe afterwards bought by Mr *Tho: Letherbury*. The Said Mr *Letherbury* Obteyned an Order in the County of *Northampton* that the ſaid *Carter* ſhould pay Vnto him Twelve hundred pound tobb and he Keepeing the Child, from wch Order the ſaid *Sarah* Appealeing to this Court, *It is by this Court Ordered* that the ſaid Order of *Northampton* Court be Void & the ſaid Child to be free

Waadd vs ffiate

Whereas it Appeareth to this Court that *Obediah ffiate* Tranſported away one *James Parſons* who was Indebted to *Edward Waadd* in the Some of Twelve Hundred pounds of tobb and Cask recovred againſt him the Said *Parſons* in *Lancaſter* County Court, The Honble *Henry Corbyn* Eſq Voluntary expreſſing in Court that he had of *ffiates* in his hands to that Value *the Court doth order* that Judgment ſhall be Entred Againſt Coll *Corbyn* for payment of the Said Some to *Wade*

Corbyn & Potter vs Newell & Admr *Barber*

Whereas Judgmt was formerly Obteyned by Coll *Corbyn* and Lt Coll *Potter* againſt *Letitia Barber* Widdow and Admtrix of *John Barber* deceaſed (now Wife to Mr *David Newell*) for above Twenty Thouſand pound Tobb & Cask out of *Barbers* eſtate & that Mr *Newell* in Court denieth to have had any ꝑt of the eſtate of the Said *Barber* wth his Wife. *This Court doth order* that Lt Coll *Jordan* & Capt *ffra: Kirkman* do Examine the Accts of the ſaid Mrs *Newell* as the Admtrix of *Barber* and what hath been really and Juſtly paid thereout and to Report to this Court by the Next Court

Corbyn & Potter vs Weekes

Whereas Coll *Hen: Corbyn* and Lt Coll *Cutbert Potter* obteyned Judgment agt *Robt* for Tenn Thouſand four hundred pound tobb & Cask and have not Received any Satisfac̃on, *It is ordered* that Lt Coll *Jordan* & Capt *ffra: Kirkman* do Examine & find out the beſt they Can Whate eſtate the ſaid *Weekes* hath and Report the Same to the next Genll Court

Lewis vs Lee

Whereas there hath been a Difference Betweene Mr *Rich Lee* and Mr *John Lewis* about A Tract of Land in *Glouſter* County Vnto ꝑt whereof both ꝑtend a right, *the Court doth now order* that there be a Jury of the Neighbourhood empannelled and that a Survey

Survey of the Said Land be Truly and juſtly Laid out, they to begin at the head branch of *Proropotanke* Swamp and that the Jury ꝑceed According to the Words & bounds of the Pattent and to Allow Mr *Lee* ten Acres in the Hundred of what ſhall bee found within the bounds of his Pattent being for five hundred Acres formerly Pattented by his father Coll *Richd Lee* Decd, and to Report thereof to this Court that amend may be putt to the ſaid Difference; Coll *Pate* to Sware the Jury and Capt *Beverley* & Mr *Geo: Morris* to bee Surveyors.

The 5th *October* 1672

ꝑſent

THE RIGHT HONOBLE SR *WM BERKELEY* Knt Governor Sr *Hen: Chicheley Tho: Ludwell* Secr *Edward Digges* Coll *Bacon* Coll *Corbyn* Lt Coll *Parke* Coll *Pate Tho Ballard* Eſqre

Coll *Pate vs Smith*

In the Difference Between Coll *Jno Pate* and Mr *Laurence Smyth* about A tract of Land of Three hundred Acres in *Glouſter* County Belonging to the Orphans of *Robt Tolliford, this Court doth Order* by Conſent of ꝓties that Capt *Robt Beverley*, and Mr *Geo: Morris* doe Survey the Said Land, and that they Conſider of the bounds in that Pattent Menc̃oned and to lay it out, equitably for both ꝓties which their Said Survey declared ſhall finally end the Diſpute, and to make their Survey by the 24th day of this Inſtant *October*

Drommond ꝓ *Edlowes* Land

Whereas Mr *Wm Drommond* hath a ꝓcell of waſte land Granted him in *Nober* 1668 which lyeth betweene two ꝓcells of Land belonging to the Orphan of Capt *Mathew Edlow.* wth Seven Hundred Acres yet hath not been Surveyed or Laid out, *It is now Ordr'd* that the head line at the Mile end be laid out ꝓrarell to the River of the Twelve Hundred Acres that Mr *Drommond* May have his ꝓporc̃on of Waſte Land diſtinguiſhed, this to be done in Six monthes time, and that Coll *Robt Wynn* & Mr *Tho: Bowler* may be ꝓſent at the Survey, which if it be not Surveyed in that time Mr *Drommond* is to have Liberty to lay out the head of the ſaid *Edlowes* Plantac̃on and Survey the other Seven hundred Acres

Potter vs Madera

Whereas it Appeareth that Since the Death of *Domingo Maderas* no ꝓſons taken Adminiſtrac̃on, and that Coll *Potter* Petic̃oning for Debts Owing him by the Said *Madera* and Cannott Lawfully . . . himſelfe Vnleſs Adminiſtrac̃on had been taken It is Vpon Mr *Coles* Motion Attorney of the ſaid Coll *Potter*, *Ordrd* that Coll *Potter* have Adminiſtrac̃on of *Maderas* Eſtate Granted to him.

Potter vs Johnſon

The Matter in difference Betweene Coll *Cuthert Potter* and Mr *James Johnſon* is Refferred to the 4th Day of the Next Genll Court, Coll *Potter* is then to bring in a deed of *Domingo Madera*

Ballard vs Vaulx

The Matter in difference betweene *Thomas Ballard* Eſq and Mr *James Vaulx* Concerning Accots due by Mrs *Vaulx* his late Mother to be ſtated from wthin five yeares before the ſaid Mrs *Vaulx* her death. and Coll *Corbyn* & Coll *Pate* are by this Court deſired And Authorized to State the Accompts and Report how they find the ſame as to Ballance.

Yeardly vs Smyth

Vpon an Appeale from *Northampton* Court by Mr *Argall Yardly*, ꝓtending that *Wm Smith* doth Vnduly Introode Vpon ꝓt of his Land, *It is by this Court Referred* to A Jury & Two Surveyors Mr *Jno Culpeper* to be one who are to lay out the ſaid Land

Land in Queſtion and give Mr *Smith* his due bounds of his Pattent and that all Witneſſes and depoſitions are to be ꝑduced, to the ſaid Jury and Surveyors

Mozingos ordr for freedom

Whereas it Appeareth by Divers Witneſſes that had been Sworne and Examined that *Edward Mozingo* a Negro man had been and was an apprentice by Indenture to Coll *Jne Walker* and that by Computation his terme of Servitude for Twenty Eight yeares is now Expired, The Court after a full heareing of the Matter In differrence Betweene the Said *Edw: Mozingo* and Doctor *Stone* who marryed Coll *Walkers* Widdow, *It is Adjudged by this Court* that the ſaid *Edw: Mozingo* be and Remayne free to all Intents and purpoſes by order of This Court

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The 7th *October* 1672

ꝑſent

THE RIGHT HONOBLE SR *WM BERKELEY* Sr *Hen: Chicheley Tho: Ludwell* Secr *Edward Diggs* Majr Genll *Wood* Coll *Beale Tho: Ballard Jne Pate* Eſqrs

Newell Hayward

Mr *David Newell* being taken Vpon Execution for a debt of Seven Thouſand four hundred Eighty Six pounds Tobb and Caske, and Peticoning to this Mr *Newell* alleadging ꝑt of this debt is Satisfied, *Orderd* that Mr *Newell* putting in Security to the Sherriffe to Appeare at Next Court and to Abide the Order thereof, the Execucon to be taken off

Beverley & *Elliott* ꝑ Land

Orderd that Capt *Robt Beverly* and *Anthony Elliot* Junior do Pattent Eight hundred Acres of Land in *Lancaſter* County on the South Side of *Rappahanock* River formerly granted to Lt Coll *Anthony Elliott* and by him deſerted. they Entring Rights According to Law

Beverley ꝑ Land

Ordered that Capt *Robt Beverely* have Liberty to Pattent 2 ꝑceles of Land in *Glouſter* County neere the Eaſtermoſt branch formerly Pattented to Coll *Tho* . . . & for want of ſeating deſerted they the ſaid *Beverly* and *Elliot* Entring Rights According to Law

Beverley ꝑ Land

Orderd that Capt *Robt Beverley* do pattent four hundred & fifty Acres of Land in *Glouſter* County to Mr *Rich Lee* & deſerted for want of Seating he Entring Rights

Ballard vs Abrahall

Whereas the Honble *Tho: Ballard* Obtayned Judgmt of this Court Againſt *Ambroſe Clare* for a debt of Tenn pounds *Sterling* & Twelve hundred pounds of tobb and Caske and after Vpon the Said Judgmt Execucon iſſued againſt the ſaid *Clare* his body directed to Majr *Jne Wyatt* the high Sherriffe of *New Kent*, who Sufferred the ſaid Priſoner to go and Large, and did not deliver him to Coll *Robt Abrahall* this ꝑſent Sheriffe to the Great dammage of the ſaid Mr *Ballard and for as much as* the Said *Wyatt* was arreſted to this Court and not appeareing *Accordingly This Court doth Ordr* that Judgment be granted againſt Coll *Robt Abrahall* Sherriffe of *New Kent* for payment of the ſaid Debt of Tenn pound *Sterl* and Twelve hundred pound of Tobb & Caske together wth one yeares Intreſt and all coſts Sute

Weſt ꝑ Land

Whereas a Tract of Land being . . . in the Vpper ꝑt of *Northampton* County formerly Pattented by *John Hyman* in *Nobr* 1660 and Not As yett Seated Vpon the Peticon of Capt *Jne Weſt* deſired to Pattent the ſame, *this Court doth Order* him to Pattent the Land he Entring According to Law

The Court adjorned to the Seaventh of *Nobr* 1672

At A Genll Court holden at *James Citty* the 7th *November* 1672

[p̄ſent]

THE GOVERNOR *Tho: Ludwell* Secr *Edwd Diggs* Coll *Bacon* Eſqrs

The Court Entred

8th *November* 1672

[p̄ſent]

THE GOVERNOR *Tho: Ludwell* Secr Coll *Bacon* Lt Coll *Parke Tho: Ballard* Eſqrs

Mr *Pate* Ordr Admiĉon

Jne Pate eſqr dieing poſſeſt of a Conſiderable eſtate in this Country and left a Widdow out of this Country--Mr *Tho: Pate* Brothers Sonne to the Said *Pate* deĉed appeares and petiĉons for Admiſtraĉon on his ſaid Vnkles eſtate which is Accordingly granted him on the eſtate of the ſaid *John Pate* Eſqr Decd he the ſaid *Tho. Pate* forthwith Giveing Good and Sufficient Security to Save this Court harmeleſs for Admiſtraĉon and to deale wth the ſaid eſtate according to Law, And that a Juſt and true Accompt of the ſaid eſtate may be Knowne: *It is Orderd* Coll *Kemp* Lt Coll *Ludwell*, major *Smith* and Mr *Riĉh Lee* or any three of them being Lawfully Sworne Inventory and Appraize all the ſaid Decedents eſtate on the 20th of *January* next which being done the Inventory and Appraizement be p̄ſented Vpon oth of the Admiſtrators the next genll Court to be Recorded, and in caſe the ſaid Widdow relict of the ſaid *Jne Pate* eſqr deĉed appeare in this Country in due time According to Act She is to have the Benefitt of Admſtraĉon

Mrs *Baſſetts* Ordr p̄ her ℔aphenalia

Bridgett Baſſet Relict of her late Huſband Capt *Wm Baſſett* deĉed appeares in Court and Relinquiſhes the laſt will & Teſtament of her Said Huſband and Vpon her Reaſonable Petiĉon *it is Ordered* she have allowed her as her ℔aphenalia beſides her Jewells & wareing Apparrell her bed and and Chamber furniture to the Value of Twenty pound *Sterling* or the Value of Twenty pound in goods in lieu thereof and *it is Orderd* for the full Setling the thirds and eſtate of the ſaid *Baſſett* that Coll *Gouge* Mr *Littlepage* Mr *Ouſtin* & Mr *Hall* being Lawfully Sworne are at Some Convenient time by them to be Appointed on or before the 10th Day of *Decembr* next to Inventory and Appraize all the ſaid *Baſſets* eſtate Reall and ℔ſonall and Devide the ſame in three Equall ℔ts of which ſhe is to have her choice as her due by Order of Aſſembly and the Reſt to be Secured for whome it p̄perly belongs by the Executor of the ſaid Will *and it is further Orderd* ſhe be Guardian to her Child Sonne of the ſaid *Baſſett* deĉd and have allowed her and Receive out of the *Baſſetts* eſtate to be paid by the Executor for his Maintenance Tenn pound *Sterling* ℔ *anum* till the ſaid Child ſhall be Tenn yeares of Age and from that time vpward to lawfull age Twenty pound ℔ *Annum* for his ſaid Maintenance.

White

White p̄ Land

Ambroſe White hath Order granted him to take vp and Pattent ffour hundred And fforty Acres of Land in *Accomack* formerly Granted to *Cornelious Watkinſon* the 10th *Debr* 1664 and by him Deſerted he entring Rights According to Cuſtome No R:

Peter and *Parker* p̄ Land

Vpon Peticon of *Wm Peter* and *Mary Parker it is Orderd* they Survey a p̄cell of Land by them Lately purchaſed in *Northampton* County and if any Surpulus be found within the bounds by them purchaſed they to have a Grant thereof they Entring Rights According to Cuſtome No R:

ffarſon vs Sherr *New Kent*

Judgment Granted *Cha: ffarſon* againſt the Sherriffe of *New Kent* County for what ſhall be awarded next Court againſt him for non Appeareance of Capt *Wm Claiborne* arreſted but not Appeared in Caſe he caſe not *Claiborne* to Appeare next Court According to Act

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Afternoone

Hone vs Potter

JUDGMENT granted Major *Hone* againſt the eſtate of Capt *Jno Whitty* in the hands of Coll *Potter* for Seven pound Twelve ſhilling & Two pence due by Juſt Accompt Vnder hand of Capt *Jno Whitty. It is therefore Orderd* the ſaid *Potter* pay the ſame to the ſaid *Hone* Vpon Demand

Harriſon p̄ Land

Wm Harriſon hath order Granted to pattent four hundred Seventy Two Acres of Land Lieing in *Charles Citty* County formerly Granted to *Wm Wilkins* and by him Deſerted, Rights Entred wth the Peticon.

Ranſom vs Bledſhaw

In the Difference Betweene *James Ranſom* plantiff and *Geo: Bledſhaw* Defdant about a p̄cell of Land of Nine hundred and ffifty Acres in *Northumberland* County on the North Side of the Devideing Creeke. *It is Orderd* that a Jury by the Sherriffe of the County be impannelled as neere as Can be to the ſaid Land, who are to Enquire whether that Land was Seated or Deſerted by *Petter Ranſom* ffather to the ſaid *James* within due time according to his Pattent and to returne their Report thereof vnder their hands to the 3d Day of the Next Genll Court for Judgment

Waddin vs Howſon

Robt Howſon arreſted to laſt Court at the ſute of *James Wadding* and Vpon Genll Referrence the Buſſineſs amongſt others refferred to this Court where *Howſon* Appeares not, *It is therefore Ordrd* the Sherriffe of that County Satisfie what this Court award the Next Genll Court in Caſe he then Cauſe not the ſaid *Howſon* to Appeare wth Coſts

Bryan vs Taylor

Tho: Taylor haveing illegally taken Vp a Young Mare belonging to *Cha: Bryan* who maryed the Relict of *Wm Plumtree* decd *It is therefore Orderd* he forthwith Deliver the ſaid Mare with her Increaſe if any to the ſaid *Bryan* & pay all Coſts Sute

Kirkman & *White* p̄ Land

ffra: Kirkman and *Wm White* hath ordr granted to take Vp and Pattent Six hundred & five Acres of Land in *Surrey* County formrly granted to *Rich Awborne* & by him Deſerted.

Stevens & *Peter vs Taylor.*

Wm Stephens & *Peter Gleneſter* orderd to be paid for their Attendance as Evidences Supp: by *Tho: Tho: Taylor* by the ſaid *Taylor* According to Act wth Coſts

Jordan

Jordan vs Newell

That ſoe many as or ſhall be in Towne of the Comiſſion^rs^ of *James Citty* County betwixt this and *Munday* are to meet and Examine the Buſines about a bond of *David Newell* or other Differrence concerning M^r^ *Hunts* Eſtate and Make Report to this Court on *Munday* in the afternoone, Co^ll^ *Jordans* Motion

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9^th^ *November* 1672

[p∫ent]

THE GOVERNO^R^ *Tho: Ludwell* Secr *Edw: Diggs* Co^ll^ *Bacon* Co^ll^ *Parke Tho: Ballard* Eſq^rs^

Canty vs Bryan

Charles Bryan orde^r^d to pay *W^m^ Canty* Charges and Coſts according to Act being Summ̃d to the laſt and this Court in the Differrence Betweene him the ſaid *Bryan* & *Tho: Taylor* about a mare

Carvers ord^r^ p̃ Good behavior

M^r^ *W^m^ Carver* of *Eliz:* River laſt Court accuſed of Stabbing & Killing a Man, and by a Jury accquitted, goes home & has Since Comitted Miſdemeno^rs^ and great offers of Abuſes amongſt his Neighbours who complaines thereof by a Petiſon vnder many of their hands & by Informaſon of Majo^r^ Gen^ll^ *Riſh Bennett* Eſq^r^. *It is therefore Orde^r^d* that the Sheriffe of the County of *Lower Norfolke* forthwith take the ſaid *Carver* into his Safe Cuſtody & him ſoe to Detaine Vntill he give good able Security for his good behavior to All his Ma^ties^ Subjects, *And it is Defired by this Court* that the ſaid Hono^ble^ Majo^r^ gen^ll^ *Riſh Bennett* Eſq^r^ will take care to ſee this order as aforeſaid truely executed

Armeſtead vs Seaton

The Differrence Betweene *Jn^o^ Armeſtead* & *Geo: Seaton* about Land is Refferred to the 3^d^ Day of the Next Gen^ll^ Court, *Seaton* to have notice of this Order to Appeare

White p̃ Land

Ambroſe White of *Accomack* Petiſons to have granted him order to Survey w^ch^ Land is Vntaken Vp bounded on the dividing Line of *Virginia* and *Maryland* betweene the Land Pattent on the Sea Side and bay Side which is accordingly granted him to be ſurveyd by by a Quallified Surveyo^r^ and *White* to have a grant thereof by Pattent he Entring Rights for the Same

Wright vs Wright

In the Differrence of Land betweene *James Wright* plantiff and his Brother *W^m^ Wright* Defd^t^, *It is orde^r^d* the Said *W^m^ Wright* Quietly Enjoy the ſaid Land Sued for and given him by his ffathers will & that the ſaid *Ja: Wright* pay Coſts Sute

Jennings vs Smith

In the Differrence of an Appeale betweene *Rob^t^ Beverly* Attorney of M^rs^ *Kathrine Jennings* Adm̃x of Co^ll^ *Peter* Eſq^r^ Dec̃d & M^rs^ *Mary Smith* vpon and from an Order of *Glouſter* Court of the 16^th^ *Ap^ll^* 1672 about goods Deliv^r^d and Rec̃d on both Sides in the ſaid Decedents life time & the ſaid *Smith* *It is Orde^r^d* that that the ſaid Order of *Glouſter* Court be Confirmed and p̃ceeded on According to the tenor thereof and that the ſaid Appealement M^rs^ *Kathrine Jennings* pay Damage According to Act Vpon Appeales w^th^ Coſts Sute one p̃^e^ of Bodies p̃t of the goods menſoned in the ſaid Order Judged by this Court A Guift by the ſaid Dece^d^t to the ſaid *Smith*

Young vs Jennings

The Sute betweene Cap^t^ *Young* & M^rs^ *Jennings* diſm^t^

Potter

Potter vs Patridge

Co[ll] *Cutbert Potter* had Judgment in *Middlefex* County Court againſt *Samuel Patridge* for A Conſiderable Some of to[bb] & Vpon Judgment tooke out execuc̃on againſt the body of the ſaid *Patridge* which was Served on him by M[r] *Hen: Thucker* high Sherriffe of the ſaid County and it now Appeareth y[t] *Patridge* has not bene kept in Priſſon but has bin at Large Contrary to Law, *It is Orde[r]d* that the ſaid *Thucker* Satisfie the ſaid *Potter* his Said full Debt w[th] All Coſts

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10[th] *No[br]* 1672

[p̃ſent]

THE GOVERNO[R] *Tho: Ludwell* Secr *Edw: Diggs* Co[ll] *Bacon* Co[ll] *Beale* L[t] Co[ll] *Parke Tho: Ballard* Eſq[rs]

Weſt vs Marſh

Vpon the Reaſonable petic̃on of L[t] Co[ll] *Jn[o] Weſt* Extr of Majo[r] *Croſhaw* dec̃d. *It is orde[r]d* for the p̃ſervac̃on of the Orphans eſtate of the ſaid *Croſhaw*s That the relict of the ſaid *Croſhaw, Mary Marſh* appeare at next *Yorke* Court and give good and Sufft Security to that Court to pay the ſaid Orphans eſtate at Lawfull age, and pay Two thirds of the ſaid *Croſhaw*s Debts And in Caſe the ſaid *Marſh* doe not appeare then that Court is to give the ſaid *Weſt* Poſſeſſion of the ſaid Orphans eſtate, and he to give Security and to Settle Two thirds of the ſaid *Croſhaw*s Debts according to Law To this Order M[r] *Jn[o] Peaye* & L[t] Co[ll] *Coale* is Added to Examine and Audite the Accompts betweene them Concerned in the p̃miſſes and Report it to that Court and then to be Settled

Boague vs Whittaker

Co[ll] *Prichard Sand* Majo[r] *Carey* M[r] *Harlow* and M[r] *Harwood* appointed and orde[r]d being lawfully Sworne before L[t] Co[ll] *Coale* are at Some time before *Xm̃as* next to examin audite and divide the eſtate and Accompts in Difference Betweene M[r] *Ric̃h: Whitticare* and *W[m] Boague* Attorney of M[r] *Gourganey* and in Caſe they Diſagree and Cannott end the Differrence according to Order of the laſt Gen[ll] Court then Report the ſame to the Next Gen[ll] Court for a determinac̃on thereof M[r] *Whitticer* to be Sworne in the p̃miſſes if Required both to Receipts and Accomp[ts]

Boot vs Verhoofe

The Differrence Vpon Appeale about a ſloope Betweene *Ann Boot* Widdow and *Cornelious Verhooſe* is Refferred back to *Accomack* County Court who are carefully to Examine Evidences on both Sides and Paſs Judgment thereon for a Determinac̃on in the Cauſe.

Martin vs Wright

Whereas in the Difference Betweene *James Haley* Attorney of *Alexand[r] Martin* and others Plantiffe againſt *Jn[o] Wright* Attorney of M[r] *Rich: Ellis* Executo[r] of *Daniel ffloower* deceaſed about a Certaine Som̃e of To[bb] claymed by the ſaid *Martin* out of the eſtate of the *ffloower* was orde[r]d that noe more to[bb] Should be ſent home by the ſaid *Wright* Vntill the ſaid Differrence weere ended, But the ſaid *Wright* p̃tending that Certaine books and papers belonging to the ſaid Cauſe are not Come to his hands, Soe that noe Determinac̃on can be had therein *itt is orde[r]d with Conſent of both the ſaid Attorneys* that the Said *Wright* ſhall p̃ceed and receive all the tobb[a] he Can, And that he ſhall deliver a liſt thereof to the ſaid *Haley* who if he pleaſe may View the To[bb] after it is ſhipped and further, that the ſaid *Wright* is firmely oblidged by this order to Conſigne

Conſigne and ſend all the tobaccoes to Mr *Edward Bleeke* in *London* Marchant as an Indifferrent ꝑſon, to the end that wt the ſaid *Martin* ſhall make appeare to be his due may be paid and Satisfied out of the tobaccoes in the hands of the ſaid Mr *Bleeke*, in whoſe hands the ꝑceed of the tobaccoes is to remaine till further order of this Court

Admc̃on *Baugh* — Adminiſtrac̃on is Granted *Jn° Baugh* Vncle to *Tho: Loyne* Orphane dec̃ed and for his the ſaid *Baughs* Due Adminiſtrac̃on Major *Hone* & Coll *Tho: Ligon* enter themſelves Security as alſoe to Save this Court harmeleſs

Haywood vs Newell — Judgment in the *March* Court Granted and Execuc̃on iſſued the 26th *September* laſt againſt the body of Mr *David Newell* at the ſute of *Jn° Hayward* for payment of Seven Thouſand ffour hundred Eighty Six pound tobb and Cask wth Coſts which execuc̃on was Suſpended till this Court aleadging the Debt paid, but it not ſoe Appeareing *it is orde'd* that the ſaid *Newell* be taken & Returned to Priſon in the Sherriffs Cuſtody of *James Citty* vpon that Execuc̃on, and that the ſaid *Newell* pay *Hayward* Two hundred pound tobb and Cask more then that Judgment for his Vtmoſt d'lay

Maſon vs Price . — In the Difference Betweene *ffra: Maſon* Plantiff and *Arthur Price* Defdt about a Servt, *It is orde'd* that *Price* Keepe his Servant and *Maſon* his tobb and each ꝑty bare his owne Charge.

11th *Nobr* 1672

[ꝑſent]

THE GOVERNOR *Tho: Ludwell* Seer *Edward Diggs* Coll *Bacon* Coll *Beale Tho: Ballard* Eſqrs

Pate vs Smith — The ffifth of *Octobe*r laſt an order of this Court in the Difference of Three hundred Acres Land Betweene *John Pate* Eſqr & Mr *Laurence Smith* that Mr *Beverly* & Mr *Morris* Shold Survey that Land in Difference & that the Said Mr *Pate* dieing before the time Appointed for the Said Survey, *It is now Orde'd* vpon Petic̃on of Mr *Tho: Pate* Adminiſtrator of the *Jn° Pate* Eſqr dec̃d that the ſaid order be now renewed and Continued for Survey for a Longer time to be Surveyd betwixt this and Next Court

Outland vs Loyd — *Edward Loyd* Arreſted *Eliz: Outland* to this Court ye 4th Day & noe declarac̃on Entred *It is therefore orde'd* the ſaid *Loyd* be Nonſuted & that *Loyd* pay damages according to Act wth Coſts

Revill vs Scarburgh — In the Difference of Land Betweene *Edward Revill* & Mr *Edward Scarburgh* in which an order paſſed in *March* Genll Court laſt, *It is orde'd* that according to that order the Land in Differrence title & bounds therefore be Enquired into by an able Jury of the Neighbourhood (Mr *Hugh Yeo* being none of them) who are to ꝑſent their Report to the 3d Day Next Genll Court for Judgment.

Scarburgh vs Wild — The Differrence betweene Major *Jno: Scarbrough* Attorney of *Robt Bullock* Plantiff and Mr *Daniel Wild* Defendant is Reffer'd to the 3rd Day of the Next Genll Court

Haley vs Thorpe — The Differrence Betweene *James Haley* Attorney of *Jn° Clarke* Eſqr & Mr *Thorpe* and Mr *Pendexter* about a title of Eight hundred and ffifty Acres of Land, *It is orde'd* that the Cafe be Stated by Lt Coll *Geo: Jordan* & Lt Coll *Wm Coale* for the Plantiffe and Defdts & Delivered to the Next Generall Court to be ſent for *England*

Hixon

Hixon vs Reeves — The Differrence Betweene *Tho: Hixon* Plantiffe & *Geo: Reave* Defendant is Refferred to the 3d Day of the Next Genll Court.

Scarburgh p̄ Land — Vpon Peticon of Mr *Edmond Scarburgh, it is orde'd* he be Confirmed and have Granted him Three hundred & ffifty Acres being found Vpon a Refurvey of his Land.

Afternoone.

Moore p̄ Efcheate — *IT is orde'd* that *Eliz: Moore* on behalf and ffor the Vfe of the Orphans of *James Andrews* have a Grant for the Efcheating of A Tract of of Land, by the Said *James Andrews* Purchafed of Capt *Adam Thorogood* in *Eliz: Citty* County

Vaffall vs Saffin — The Differrence Betweene Coll *Vaffall* Plantiff and *Jno Saffin* Defdt in an Accon of Deformacon is Refferred to A Jury

Booth p̄ Land — *Orde'd* that *Robt Booth* Sonne and Heire of *Robt Booth* Decd Pattent in his owne name One Thoufand Acres of Land in *New Kent* County formerly Granted to and Seated by the faid *Robt Booth* Decd This Grant to p̄duce noe better Right if any hereafter Appeares.

Vaffell vs Saffin — The Jury Sworne but Vpon hearing the Caufe at barr it is Refferred till the Genll Court in October Next for farther p̄fe in the Defamacon Betweene Coll *Vaffall* & *Jno Saffin*

13th *November* 1672

[p̄fent]

THE GOVERNOR *Tho: Ludwell* Secr *Edw: Diggs* Coll *Bacon Tho: Ballard* Lt Coll *Beale*, Coll *Parke* Efqrs

Beale vs Clarke — The Laft Court an order paffed in the Differrence of Land Betweene Coll *Tho: Beale* and *Hen: Clarke* but Drawne imperfectly To Explaine which, *It is now orde'd* that *Clarke* Vpon Survey of the Land In differrence p̄duce his Pattent for the Same, and the Surveyors by the faid Order Appointed to lay out his Quantety by Pattent and the Three Thoufand Acres of Land now belonging to the Orphanes of *Moore ffantlaroy* according to their Grant or Pattent for the Same And what ever Surplus be found within the bounds of ye Said Lands he the faid *Beale* to have A Grant thereof entring Rights According to Cuftome the Surveyors of their Surveying to be Returned to the Third Day Next Genll Court

Jeffcote vs Sher *N: Kent* — Major *Wyatt* Arrefted to this Court by the Sheriffe of *New Kent* County at the Sute of *Wm Jeffcote*, and *Wm Wyatt* Not appeareing Judgment is granted *Jeffcote* Againft the Sherriffe for fhall appeare due next Court the 3d Day in cafe the faid Sherriffe cauſe not the Said *Wyatt* then to Appeare according to Act.

Awborne vs Colby — *Robt Colby* Confeffeth Judgment to *Richard Awborne* for Payment of Two Thoufand & Sixty Seven pound Tobb and Caske with Coſts.

Lee vs Lewis — On the 4th *October* in laft Genll Court, an order paft in the Differrence of Land Betweene Mr *Rich: Lee*, and Mr *Jno: Lewis* wherein a Jury with Surveyors were Appointed to lay out the Land in Differrence and Returne their Report to this Court which Report is Now Returned, *and it is orde'd* that the faid Mr *Lee* Quietly

Quietly hold and enjoy the five hundred & ffifty Acres of Land Menc̃oned in the ſaid Report to him and his heires and that the Coſt and Damages in the p̃miſſes be Refferred to be awarded the 3d Day Next Genll Court where the ſaid *Lewis is orderd* to Appeare the Report to be Recorded.

Lee & Armeſtead p̃ Land

Majr *Richard Lee* and Capt *Jno Armeſtead* Enter themſelves in Court Securitys for Mr *Tho: Pate* for his due Adminiſtrac̃on Granted on his Vncle *Jno Pate* Eſqr Decd to Save this Court harmleſs & p̃forme the order for Adminiſtrac̃on.

Saffin vs Vaſſall

The Differrence Vpon a Refferrence And Accompt betweene *Jno Saffin* Plantiff & Coll *Vaſſall* Defendant it Refferred to the Auditing & Examinac̃on of Coll *Parke* Eſqr & *Tho: Ballard* Eſqr who are Deſired to Appoint Some Reaſonable time to doe the and Report the ſame to the 3d Day Next Genll Court for Judgment the Security given in *Rappahanock* Court for *Vaſſalls* Appeareance to ſtand and Remaine Securities to abide the Judgmt

Whites Certificate

Certificate Vpon oth is Granted *Ambroſe White* to take Vp ffifteene hundred and ffifty Acres of Land for Twenty Three p̃ſons Importac̃on by name *Wm Jones Sara Turner Jane Sampſon Wm White Ja: Smith Roger Smart Eliz: Nuttall Garret Townſend Hen: Patten Robt Ruſſell Edward Smart Miles Williams Peter Prichard Griffin Ellis Sam: Adkins Robt Harriſon ffra: Donby Eliz: Roberts Jane White Barnard Tanner Oliver Tomkins Jno Webb Sarah Jones.*

Vaſſall vs Saffin

Notwithſtandin Yeſterday a Refferrence in a Cauſe of Defamac̃on Betweene Coll *Vaſſall* Plantiffe & *Jno Saffin* Defendant, Vpon Reaſons now ſhowen the Cauſe is Refferred to the 3d Day Next Genll Court.

Milles vs Carey

In the Differrence Betweene *Jno Miles* & *Hen: Carey* Vpon an Appeale about accompt of Money Chargd for Buffines doñe in *England* it is found that *Milles* is Chargd Dr to *Carey* Thirteene pound Three Shillings & Three pence out of wch *Miles* is allowed Tenn pound for his Charges & orderd that he pay the Remander Three pound Three ſhillings & Three pence to *Carey* & each p̃ty bare his Coſts Sute.

Place vs Stith

In the Differrence vpon a Refferrence of Coſts and Charges in a Long Depending Sute Betweene Mr *Rowland Place* Plantiffe and *Jno Stith* Defendant *It is orderd* that the Accompt Drawne Vp by the ſaid Mr *Place* in the Differrence of Coſts and Charges together wth the Excep̃ons of the Defendant by Coll *Wynn* & Mr *James Biffe* and in all p̃ticulars enquire into the Reaſons of the charges and Excep̃ons and Draw vp their Report of the ſame and p̃ſent it to ye Third day Next Genll Court for Judgment, all Judgments paſt againſt Mr *Place* for Charges in the ſaid Sute to be Suſpended till the Next Genll Courts Determinac̃on

The Court Adjorned to the Eleventh of *March* 1672

Teſt

Hen: Hartwell
Cl Con

At a Genll Court held at *James Citty* the Eleventh Day of *March* 1672/3

ꝑſent

SR *WM BERKELEY* Knt Governor &c *Tho: Ludwell* Secr *Edw: Diggs* Coll *Bacon* *Tho: Ballard* Eſqrs

The Court Entred

12th *March*

[ꝑſent]

SR *WM BERKELEY* Knt Governor *Tho: Ludwell* Secr *Edw: Diggs* Coll *Bacon* Eſqre

Vpon the Petiĉon of the ſeveral Inhabitants of *James Citty* County *It is ordred*, that all the marſh Land vnpattented in *James Citty* Iſland for ever hereafter be & remaine in Comon for a Paſture to the vſe of thoſe that now or ſhall hereafter live in the ſaid Iſland or Towne

Ranſom vs Blettſoe

It is ordred by Conſent of the Plantiffe & Defendant *James Ranſom* and *Geo: Blettſoe* that the Cauſe of laſt Court refferrred to this be Continued and Refferrence to the Third Day of the next Genll Court in *September* to which Court the Juries Virdt as by the that ord is to be returned for Judgmt

ffleming ꝑ Land

John ffleming hath order Grtd to Pattent one Thouſand Seven hundred acres of land in *New Kent* County on the North and South ſide of *Totopotomoys* Creeke formrly Granted to Mr *Jne Page* by pattent in *Debr* 1669 & by him Deſerted

Smith ꝑ Land

Ordered that *Laurence Smith* have time allowed him (*Vizt*) till Next Court to Survey and pattent 400 Acres of Swamp Land more or leſs not yet taken vp in *Abington* ꝑiſh in *Glofter* County bounding on the land of *Jne Baniſter* and the Land taken vp by Coll *Ludlow*, the Land of *Xpr Abbott* decd and along the High Land of Mr *Jones* he the ſaid *Smith* entring Rights in the Secr office for the Same.

Langſton ꝑ Land

Mr *Jne Langſton hath order Granted* to pattent one Thouſand Six hundred Acres of Land in *New Kent* County formerly Granted to Major *Geo Lydall* and by him Deſerted entring rights for the ſame . . . noe rights

Roger Greene vs Mre *Bland*

The Difference Depending Betweene *Roger Greene* plt & Mre *Anna Bland* Defdt the Executrix of *Theo: Bland* Eſqr is Refferred to the third Day of the next Genll Court for Judgmt

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Afternoon

ꝑſent

SR *WM BERKELEY* Knt Governor &c: *Tho: Ludwell* Secr *Edw: Diggs* Coll *Bacon* Coll *Beale Tho: Ballard* Eſqrs

Coale vs White

James Coale Geo Diſtiard and *Danll White* became joyntly and Severally bound to *Joha: Newell* for paymt of Eight Thouſand Nine hundred fifty four pounds of ſweet Sented Tobb & Caske who

who faileing *Newell* Sues *Coale* and obtaines Judgmt & vpon that Execucon, the ſaid *Coale* now ſues the ſaid *White* to this Court and *White* appeares and Acknowledges his ꝑt of the Debt due to the Said *Newell* is & was two thouſand five hundred Ninety five pound yett vnpaid, *Judgmt is therefore Granted* the ſaid *Coale* againſt the ſaid *White* for ꝑſent paymt of the ſaid Some of Two Thouſand five hundred ninety five pounds quallified according to the Said bond wth Coſts Sute *als* ex but in Caſe *White* pays the Extrs of *Newell* the ſaid Some forthwith & ꝓduces A ſufficient Diſcharge to *Coale* for the ſame then to be acquitted of this Judgmt.

ffleming ꝓ Land — *Jno ffleming hath order Granted* to pattent ffour hundred Acres of Land in *New Kent* County formerly Granted to *Moſes Davis* & by him Deſerted, noe rights

Beverly ꝓ Land — Mr *Robert Beverly* purchaſed of *Wm Elliot* a tract of Land in *Gloſter* County and ſupoſeing[?] a Surplus of Acres within the bounds purchaſed and ſome Waſt Land adjoyning to the ſaid Land, vpon his Peticon *It is orderd* he Survey the ſaid Land purchaſed as aforeſaid and if any Surplus be whitin the bounds or waſt Land Land adjoyning to the ſaid bounds *Beverly* to have A grant thereof Entring rights According to Cuſtome.

Thorogood vs Hayes — The Difference Betweene Lt Coll *Adam Thorogood* Plt & *Owen Hayes* Defdt brought in Court & *Hayes* Denies a Deed vpon wch *Thorogood* now Sues, and the Evidence not being here, *It is ordꝛd* the Cauſe be Refferred to the Next Court of *Lower Norfolk* where The ſaid plt & Defdt & Witneſſes Inhabit and there Judgmt to paſſe according to the merits of the Cauſe.

Burne & ffraizer vs Inge — *James Burne* & *Jno ffrazer* ſues *Vincent Inge* to this Court vpon a bond for paymt of a Servt and 3li pounds in goods According to the ſaid bound & *Inge* not appꝛing *Iſaac Watſon* is returned Security, *It is therefore ordered Watſon* Cauſe *Inge* to Appear the 3d Day Day next Genll Court according to Act. or els Judgment to paſſe Againſt him for the ſaid Debt with Damages & Coſts of Sute *als* ex.

Stubbins ꝓ Land — *James Stubbins* hath order to take Survey and pattent the waſt Land vnpattented lyeing in *Gloſter* County Betweene the Lands of *Rich: Dudley* & *Geo: Haynes* entring Rights According to Cuſtome

Longman vs Jones & Lewis — The Difference Betweene *Rich: Longman* Attorney of Capt *ffoſter* plt and *Wm Jones* & *Chriſtopher Lewis* Attorney of *John Goſſe* Defedt about a Debt due frome *Goſſe* to *ffoſter* of Thirty pound *Sterl* by bond, is referred to the 3d Day next Court for Judgmt

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The 13th *March* 1672

ꝓſent

SR *WM BERKELEY* Knt Governor &c *Tho Ludwell* Secr *Edward Diggs* Coll *Bacon* Coll *Beale Tho: Ballard* Eſqrs

Poole vs Minge — The Difference Betweene *Ralph Poole* & *James Minge* referred 3d Day next Genll Court by Conſent to be tryed.

Loyd vs Key — The Differrence Betweene *Owen Loyd* plt and *Ja: Key* Defdt Referred to the Next Court held for *Rappahanock* who are to Examin the Buſſineſs and Give Juddmt as alſoe about the Wetneſſes not now Sumond to be ꝓceeded Againſt According to Act.

Hall

Hall his ordr

Robt Hall hath his Petition Granted him for bringing in a mare out of *Maryland* and that ye Act about importing horſes & mares to be putt to the Next Aſſembles Conſideracon

Beale vs Kirke

Coll *Tho: Beale* Eſqr tooke out A writ Directed to ye Sherriffe of *Weſtmoreland* for the Arreſting *Randall Kirke* & the write not being returned by the Sherriffe in Due time, *It is ordered* the sherriffe be fined According to Act except he ſhow reaſon to the Contrary the 3d Day Next Genll Court

Garway vs Radford

The Difference about bounds of Land Betweene *Ja: Garway* Guardian to *Wm Ann & Elize: Garrett* orptes plt & *ffra: Radford* Defdt was Referrd to A Jury which Jury wth Two Surveyors vnder all their hands returne their Verdict which after Diſpute is Confirmed according to the Virdict as the Land is by them boundd and Surveyd and *Garway* to pay Coſts Sute

From which Judgment Mr *Blayton* Attorney of *Garway* apples to the Next Aſſembly. *It is Therefore ordr'd* he put in Security According to Act fortwith.

Johnſon vs Jennings Eſqr

Judgment is Grtd Mr *Rich: Johnſon* againſt the eſtate of Coll *Peter Jennings* Eſqr decd for payment of Twenty Six pound Tenn ſhilling & one penny *Sterling* found Juſtly due.

Bates vs Markam

Ann Batts ordr to be paid Charges According to Act for dayes by *Markam* who Sumd her in the ſute Betweene him & *Arthur Price*

ffitzherbet vs Alexandr

A Refferrence Betweene *Jno ffitchherbet* plt & Capt *Jno Alexander* Defdt about Land Refferred to the third Day Next Genll Court in *September.*

Beverly vs Beale

Judgment is Granted Mr *Robert Beverly* againſt *Thomas Beale* Eſqr Security for *Johna: Newell* decd for payment of One hundred & Twelvetii Seven ſhilling & Six pence *ſterl* with Coſts Sute *als* ex

Beale vs Newell

Lt Coll *Wm Coale* by Attorneyſhipp & order of *Eliz: Newell* Widdow and Admtrix of *Johna Newell* Decd Confeſſeth Judgment to Coll *Tho: Beale* Eſqr for payment of One hundred Twelve pound Seven ſhillings & Six pence *ſterl* wth Coſts ſute being for ſoe much . . . by Mr *Robt Beverly* againſt the ſaid *Beale* as Security for the ſaid *Johna Newell* Decd

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Afternoone

pſent

SR *WM BERKELEY* Knt Governor &c: *Tho: Ludwell* Secr *Edward Diggs* Coll *Bacon* *Tho: Ballard* Eſqrs

Lightfoot vs Reeves

The Differrence Betweene Mr *Phill Lightfoot* plt & *Geo: Reeves* Defdt Refferred to the 3d Day Next Genll Court

Bullocke vs Wild

The Differrence Capt *Jno Scarbrough* Attorney of *Robt Bullock* plt & Mr *Wild* Defendant about Land refferred to the 3d Day Next Genll Court & that in the meane time a Jury be Impanelld by the Sherriffe of *Warwick* County who are to goe on the Land in difference and Enquire whether the Land Claymed by *Bullocke* of the ſaid *Wild* formerly by Capt *Walker* Sold to *Stephens*, be *Bullocks* Land or not, and if they find it to be ſoe, to Value the ſaid *Stephens* & *Wilds* Building & Cleareing according to Act, on the ſaid Land And to Returne the report thereof to the 3d Day of Next Genll Court for Judgmt. The Jury to be of the neereſt Ancient Inhabitants to the ſaid Land & to be Sworne.

Beale

Beale vs Loyd

The Report and ſurvey of the Land in Difference Betweene Co[ll] *Beale* and *Loyd* for *ffflantelarys* orp[ts] ord[r] Returned to this Court and *Loyd* Apps not *It is therefore orde'd* that in Caſe *Loyd* Appeare not the 3[d] Day Next Gen[ll] Court to ſhow Reaſons to the Contrary the ſaid *Beale* is to have a Pattent for f[d] L[d] found according to laſt Courts order & Survey now returnd and Pay Coſts ſute, Co[ll] *Beale* to give Lawfull Notice of this order to *Loyd.*

Marble vs Wyatt

M[r] *Tho: Blayton* Attorney & on the behalfe of *Nicholas Wyatt* Confeſſeth Judgment to *Geo: Marable* for payment of Two Thouſand pound of Tobacco and Caske in *Charles Citty* County w[th] Coſts ſute *als* ex

Lee vs Bowler

Whereas M[r] *Geo: Lee* of *London* Marchant imployd *John Bowler* as his ffactor in *Virg[a]* for Severall yeares in Diſpoſall of Selling & buying of Good and Servants about Two yeares ſince *Bowler* goes for *England* and in returning to *Virg[a]* dyes at Sea; *Mary Bowler* the mother of the ſaid *Jn[o] Bowler* decēd in *England* getts Admcon on all and ſingular the eſtate of her ſaid ſonne *Jn[o] Bowler* Decēd, and makes M[r] *Daniell Wild* of *Yorke* County her Attorney, in and about her ſaid ſonne *Bowlers* eſtate in *Virg[a].* *And Whereas* the ſaid *Geo: Lee* ſues the ſaid *Daniell Wild* as Attorney aforeſaid & ſayes there is Eight hundred pounds *Sterling* Due from the ſaid *Bowler* for Goods Diſpoſed of by the Said *Bowler* dureing his ffactorſhipp, of which and of his ffacoridge the ſaid *Lee* has had noe Juſt Accomp[t], *and whereas* the ſaid *Wild* has Diſpoſed of ſome of the Goods or eſtate of the ſaid *Bowlers* now Vrged to be for to[bb]: and other ſome remains ſtill in his hands. *It is orde'd* that the cauſe be Reffer'd for *England* where the ſaid *Lee* & Admtrix Are, And that the To[bb] Recēd by M[r] *Wild* on *Bowlers* Accompt be ſhipped for *England* And Conſigned to Cap[t] *Phi[ll] ffoſter* And their ſoe ſtill to Remaine till the ſaid Admtrix & *Lee* Agrees who ſhall have them or ſome order of Law there paſte for them. *And further orde'd* that the ſaid *Dan[ll] Wild* Render a true & ꝑfect Accompt vpon oth of what eſtate he had or Received from the ſaid *Bowler* at his Goeing out of the Cuntry what he the ſaid *Wild* has Diſpoſed of & what remains in his hands, And that which ſhall be found vpon his oth left in his hands beſides The to[bb], to be ſhipped as aforeſaid ſoe to Remaine till ord[r] of Law out of *England* & then M[r] *Wild* to Deliver them Vpp to whom they ſhall be found to belong he the ſaid M[r] *Wild* to be paid The Vſuall Sallary for Keepeing and ſelling and ſhipping the Goods aforeſaid, & other Juſt Charges, the ꝑty that recovers in *England* to run the Adveñtur of the To[bbs] ſhippd. *And it is further orde'd* for the Better opening and Diſcovering the Dealeing & Tradeing of *Bowler* for *Lee* as aforeſaid that all bookes of the ſaid *Bowlers* ffactoridge and Dealeing Since he firſt came to *Virg[a]* (if all ſuch bookes are in *Wilds* Hands or ſoe many as are) be Truely Coppied out as they ſtand ſtated by *Bowler* & Sent for *England* and that *Clarke* as Attorney aforeſaid if he deſires it be ꝑſent at the Drawing out true Coppies, & have a Coppy Thereof.

Baugh vs Jordan

The Depending Betweene *John Baugh* Admſtrato[r] of the eſtate of *Tho: Lyne* Decēd & L[t] Co[ll] *Jordane* Executo[r] of *Tho: Hunt* decēd about the ſaid *Loynes* eſtate, is refferred to the Next County Court of *James Citty*

Co[ll]

Co[ll] *Swann* M[r] *Ballard* a[pp] to Audite

Co[ll] *Tho Swann* Eſq[r] in the Place of Co[ll] *Parke* now Sick, appointed with *Tho: Ballard* Eſq[r] to Audite and Draw vp the Acco[ts] in Differrence Betweene *Jn[o] Saffin* & Co[ll] *Vaſſall* & Report it to this Court.

The 14[th] Day *March* 1672

p̄ſent

SR *W[M] BERKELEY* Kn[t] Governo[r] &c *Tho Ludwell* Se[c]r *Edward Diggs* Co[ll] *Bacon* Co[ll] *Swann* Eſq[rs]

Hixon vs Reeves

In the Difference of Land & fforceably Entry alleag[d] by *Tho: Hixon* againſt *Geo: Reeves*. *It is orde[r]d* that an able Jury be impanelled by the Sherriffe of *Middleſex* County & Sworne who are to goe in Differrence Claymed by *Hixon* & Claymed by *Reeves* & Examine and inquire to whome the Said Land in Differrence Belongs, as alſoe into the p̄ſe of fforceable Entry & to Examine all the Matters in Differrence and to Draw Vpp Their Report in Writeing and to p̄ſent to the next County Court for *Middleſex* where the P[lt] & Defd[t] are orde[r]d to be & the Cauſe to be Determined. The Jury to Conſider The Building & Cleareing on y[e] Land, if found not *Reeves*

Whitehead p̄ Land

Rich: Whitehead hath order granted to Pattent Eight hundred & Twelve Acres of Land in the ffreſhes of *Rappahanock* River in the yeare 1666 granted to *Tho: Hawkins* and by him Deſerted

M[r] *Ballard vs Wyatt*

Majo[r] *W[m] Wyatt* Confeſſeth Judgment to *Tho: Ballard* Eſq[r] for paym[t] of Tenn pounds *Sterl* and Twelve hundred pounds of To[bb] & Caske w[th] One yeares intreſt & Coſts Sute *als* ex. The order obtained for *Wyatt*s non appeareance againſt Co[ll] *Abrall* taken off.

Newell vs Roberts

W[m] Roberts Confeſſeth Judgment to *Eliz: Newell* Adm̄r of her late Huſband *Johna: Newell* Dec̄ed for payment of Thirty Two Thouſand Two hundred Sixty five pounds of To[bb] ſound marchantable & Caske w[th] Coſts

Wyatt vs Jeffcoate

W[m] Jeffcoate is found to have noe Cauſe of Ac̄on againſt Majo[r] *W[m] Wyatt*. *It is therefore orde[r]d* the Sute be Diſmiſt with Coſts

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Afternoone

p̄ſent

SR *W[M] BERKELEY* Kn[t] Governo[r] &c *Tho: Ludwell* Secr *Edward Diggs* Co[ll] *Swann* Co[ll] *Bacon* Co[ll] *Beale Tho: Beale*[2] Eſq[rs]

Page vs Newell

The Judgment M[r] *Jn[o] Page* Otained againſt the eſtate of *Johna: Newell* Dec̄ed for fforty Two pound Tenn ſhilling at *Yorke* Court is Confirmed & Co[ll] *Beale* Eſq[r] Doth ingage to pay the ſaid Some in Debr Next by Good bills of Exchange w[th] Coſts Sute the Which M[r] *Page* Accepts.

Harris vs Co[ll] *Swann*

M[r] *John Page* and Cap[t] *Lightfoot* appointed to Examine and Audite the Accompts in Differrence Betweene *James Harris* Attorney of *Briſtoll* & Co[ll] *Tho: Swann* eſq[r] executo[r] *Jn[o] Grove* Dec̄d & Report the ſame in Writeing to Morrow to this Court

Saffin

[2] This is evidently an error on the part of the clerk. It should be Ballard.

Saffin vs Vaſſall — The Honoble Coll *Tho: Swann* & *Tho: Ballard* Eſqrs report in Writeing How they find the Accompts Stand Vnder their Hands Dated this Day Betweene *Jno Saffin* & Coll *Vaſſall*, Which report or Writeing is Confirmed and ordr'd to be recordd, And the ſaid *Saffin* & *Vaſſall* ordr'd to fullfill and ꝑforme the ſame According to the tenor thereof and that each ꝑty beare his Charges in the ſute

Baugh vs Jordan — *Jno Baugh* As Admtor to *Tho Loyne* Decēd Claymes ſome Land of *Loynes* formerly Granted & Eſcheated by *Julian Allan* decēd Now in poſſeſſion of *Hubert* and *Jno ffarrell* ſonnes to the ſaid *Julian* deced to the Third Day Next *September* Court

Crowder Dennett vs Baugh — *Tho: Crowder* & *Robt Dennett* Clayme to *Loyns* Land Refferred to the 3d Day the Next *Septēr* Genll Court

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The 15th *March* 1672/3

ꝑſent

SR *WM BERKELEY* Knt Governor &c *Tho: Ludwell* Secr *Edward Diggs* Coll *Swann* Coll *Bacon* Coll *Spencer* Coll *Beale* Eſqrs

Sentence of Death vpon *Thomas* — *Rich: Thomas* Indited & Tryed for his life for murdering one *Edward Morrice* Yeſterday the Grand Jury brought in their Virdent *Billa Vera* and then a Jury of Life and Death was Impannalled according to Law who now bring in their virdt Guilty, Vpon which virdect Sentance of Death paſſed againſt the ſaid *Rich: Thomas* to be hanged by the Neck till hee be Dead *Teuſday* Next

Sentence vpon *Blades* — *Mary Blades* indited and tryed for her life for ſtabbing to Death one *Phillip Lettice*, Yeſterday the Grand Jury brought in their Virdict *Billa Vera* and then a Jury of life and Death was impannelled who now brings in there Virdict Guilty Vpon which Verdent ſentence of death paſſed againſt the ſaid *Mary Blades* to be hanged by the necke till ſhe be Dead on *Tueſday* Next. But Vpon Conſideracōn the Execucōn of this Death on *Mary Blades* ſuſpended till Next Court

Major ꝑ Land — *Wm Major* hath order Granted him to take vp and Pattent wt waſt Land vnpattented and adjoyning to his Land & to have a Grant thereof Entring Rights According to Cuſtome

Whitticar ꝑ Land — *Wm Whiticar* hath Order Granted to Take vp and Pattent what what waſt Land he can Lawfully find vnpattented betweene the bounds of *Robt Harris* and *Wm Buckes* being ꝑt in *James* County & ꝑt in *Yorke* County. He the ſaid *Whittacar* Entring Rights for the ſame

Weldon vs Wood — The Differrence Betweene *Samuel Weldon* Plt and *Eliz: Wood* Defdt about a Horſe is refferred to the 3d Day Next Genll Court, *Where it ordr'd* that *Tho: Baker* who has the Horſe in Cuſtody Appeare and bring the horſe to be Viewd at Towne as alſoe to Teſtifie his Knowledge in the Differrence and that *Hen: ffiſher* one of the Witneſſes appeare to give in Evidence alſoe

Parton ꝑ Land — The Peticōn of *Timothy Parton* about the Eſcheate of one Thouſand Acres of Land formerly granted to *John Broach* by Pattent is Refferred to the 4th Day Next Genll Court, Coll *Daniell Parke* Eſqr & Mr *Bryan Smith* to have Lawfull Notice to be then ꝑſent

The

The 17th *March* 1672/3

ꝑſent

SR *W*M *BERKELEY* Knt Governor &c *Tho: Ludwell* Secr Coll *Tho: Swann* Coll *Nathaniel Bacon* Coll *Spencer Tho: Ballard* Eſqrs

Lee vs Lewis — The laſt Genll Court a Juries Virdect was ꝑſented in the Differrence of the Bounds of Land Betweene Mr *Lee* and Mr *Jno Lewis* which Virdect was Confirmed by order of Laſt Court but the Coſt and Damages refferred to be awarded this Court where the ſaid *Lee* and *Lewis* Appeareing the Cauſe was againe renewed and Diſcourſed and the Said Virdect againe Confirmed And for matter of Coſts and Damages *It is ordr'd* the Coſts and Damages of the whole ſute be Equally payd Betweene them

ffleming ꝑ Land — *Jno ffleming* had order at the Begining of this Court for feventeene hundred Acres of Land formerly Granted to Mr *Jno Page* in *New Kent* County and by him alleadged to be Deſerted, This Day the ſaid *John Page* appeares and alleadges the laſt winter he Agreed with A Carpenter to build a Houſe on the ſaid Land and further ꝑſuming that ꝑſons that take vp frontier Plantacons (as this is) had 7 yeares time granted to Seate the ſame, and Peticoning to this Court that *ffleming*s order might be Void, *It is therefore order'd* that *ffleming*s order as afore granted be ſuſpended till the Third Day Next Genll Court where *ffleming* is to Appeare and then it is to be Determined who . . . Mr *Page* giveing Lawfull notice . . . to *ffleming* . . . he may Appeare

Dale vs Blackey — The Differrence about Hogg ſtealing Betweene *Cornelious Dale* & Mr *Wm Blackey* is refferred to Next Aſſembly.

Wormely Morris — *David Morris* Servant to Lt Coll *Chriſtopher Wormely* for Scandalus falſe and Abuſive Language againſt his Maſter, *It is ordr'd* that he have fourth 39 Laſhes publiquely And well laid on in *James Citty* And that he appeare at *Middleſex* County Court Next and their openly vpn his knees in the ſaid Court & Aske forgiveneſs which being Done is to take of any further puniſhment allotted him by *Middleſex* Court about Hogg ſtealing & *it is further ordr'd* that the ſaid *Morris* ſerve his ſaid Maſter Accordg to Act for his Abſence or running away, and alſoe to ſatiſfie all all Coſts & charges of ſute by Service

Butler reff: — *Amory Butler* an order on the Back of his Peticon about *Catbeg*s eſtate refferred to the 3d Day Next Genll Court

Saffin vs Vaſſall — Vpon Peticon of Mrs *Ann Vaſſall It is ordr'd* ſhe have Liberty to pay within Twelve months what is found due and Awarded by the Honoble Coll *Tho: Swann* & *Tho: Ballard* Eſqr in the ſaid *Vaſſall* & *Saffin* Caſe, ſhe forthwith Giveing good Security, Mr *Saffin* ꝑſent at this order.

Wynn vs Bowler — Judgment is Granted Coll *Robert Wynn* as Guardian to *Edloe* againſt Mr *Thomas Bowler* for payment of A Man Servant according to Specialty wth Coſts ſute *als* ex

Biſſe vs Jordane — The Differrence Betweene *James Biſſe* Plt and *Robert Jordane* Defdt refferred to the 3d Day Next Genll Court vpon the reaſonable motion of Coll *Wm Coale* Attorney of the ſaid *Jordane.*

Burnham vs Bently — The Differrence Vpon an Appeale to this Court from *Middleſex* County Court, Betweene Mr *John Burnham* the Appealeant and *Mathew Bently* on the behalfe of the orphants of *Tho: Willis* decd

decd about a Mare. *It is orde'd* that the whole Cauſe be Refferred back to the Next *Middleſex* Court, and in the meane time the ſherriffe of that County impannelled an able Jury of the reputed ableſt Honeſt men who being ſworne . . . throughly and fully to enquire into the right of the Mare & increaſe in Differrence & Report the ſame in Writeing to the ſaid Next *Middleſex* Court, and there the cauſe to Be Determined

Inven: *Pate* *Tho: Pate* Adminiſtrator of *Tho: Pate* eſqr Decd in Court vpon oth ꝑſents an Inventory of the ſaid Decedents eſtate Amounting to Twelve hundred Twenty one pounds Twelve ſhillings and Eleven pence *ſterling* and the Cropp of Tobb Twenty Three Thouſand ſeven hundred & fourteene pounds of Tobb which Inventory is orderd to be Recordd

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The 18th *March* 1672/3

ꝑſent

SR *WM BERKELEY* Knt Governor &c *Tho: Ludwell* Secr Major Genll *Bennett* Coll *Bacon* Coll *Spencer Tho: Ballard* Eſqre

Tho: Ludwell Eſqr *vs Woodard* *Whereas* in *November* Court 1671 *Tho: Ludwell* Eſqr had order againſt againſt the eſtate of *Rich Woodard* of *Briſtol* Decd for fifteene hoggſheads of Tobb contayning five Thouſand ſeven hundred Twenty Eight pounds of Tobo & Caske but noe Execucon to Iſhue orde'd then to Iſſue till this Court wherby *Wm May* Attorney of the ſaid *Woodard* might have time to enqr about the ſaid Debt from *Briſtol*, And Now the ſaid *Tho: Ludwell* Eſqr Peticoning for Renewall of the ſaid order & Execucon againſt the ſaid *Woodards* eſtate in the Hands of Mr *Nich: Merywether* the Executor of *Wm May* Decd as Attorney Aforeſaid, *It is now orde'd* that the Tobb bee paid by Mr *Merywether* out of *Woodards* eſtate, the Next Cropp in Caſe their be noe Reaſons to the Contrary ſhowd the 3d Day of the Next Genll Court in *September* or *November*

Gwyn vs Throgmorton Mr *Jno Gwyn* Miniſter, At A Court held at *Gloſter* 23d *Debr* 1672 had order to have allowed him Six Tithables & himſelf free of Publique Taxes According to the 55 Act from which order *Jno Throgmorton* Church Warden of *Ware* pariſh Appeale to the 4th Day of this Court *where it is orde'd* the ſaid Judgment of *Gloſter* Court be Confirmed and that the ſaid *Throgmorton* pay Damage According to Act as in caſe of Appeales wth Coſts ſute *als* ex.

Place vs Stith By Judgment of this Court & Confent of the Plt *Rowland Place* and the Defdt *John Stith it is orde'd* that *Stith* ſhall & will pay vnto Mr *Place* Twenty Thouſand pounds of Tobb good & marchantable & Caske in *Charles Citty* County at four yeares Day of Payment. Which ſaid ſome is to be in full of All Coſts & Charges In the Long Depending Sute aboute Land Betweene the ſaid *Place* & *Stith* The Tobo to be paid by five Thouſand pound yearly

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The 19th *March* 1672/3

ꝑſent

SR *WM BERKELEY* Knt Governor &c. *Tho: Ludwell* Secr Major Genll *Bennett* Coll *Bacon* Coll *Spencer Tho: Ballard* Eſqre

ffoard

ffoard vs Wyatt — In the Differrence about the bounds of Land Betweene *Peter ffoard* & Majo[r] *Wyatt* adjoyning to M[r] *Barnehouſe* his Land, *It is orde[r]d* for the Cleareing & Diſcovering of each ℔ties bounds That An Able Jury of the Neereſt Neighbourhood to the ſaid Lands be impannelled & ſworne by a Mageſtrate are in Company with M[r] *Geo: Morris* Surveyo[r] to ſurvey and Lay out the bounds *Barnhouſe*s Land *Wyatt*s Land & *ffords* Land According to pattent priority of Grant and to Draw up their Report in Writing vnder their hands how they find the Same and ℘ſent it to the 3[d] Day next Gen[ll] Court for Judgm[t]

Weldon vs Grantham — In the Difference depending betweene *Samuel Weldon* p[lt] and Cap[t] *Grantham* Defd[t] *it is Agreed on by Conſent* that if *Weldon* will Sware he Left A Barrell of Iron Ware on Bourd the ſaid ſhip *Tho: & Mary* then he the ſaid *Grantham* doth Ingage to pay the True Value thereof.

Charles vs Boeman — *Jn[o] Boeman* Confeſſeth Judgment to *Phillip Charles* for payment of A Man Serv[t] According to penalty w[th] Coſts.

Peirce vs Norton — The Difference Betweene *Jeremiah Peirce* p[lt] & *Hen: Norton* Def[t] Refferred to the 3[d] Day of *September* Gen[ll] Court Next.

Mathewes Bates — The Difference Betweene Cap[t] *Mathewes* p[lt] and *Geo: Bates* Defd[t] about eſcheat of *Smith* his Land Refferred 3[d] Day Next Gen[ll] Court.

Nard vs Mathewes — *Morrice Nard Jn[o] Smith* and *Jn[o] Daniell* 4 Dayes Attendance to be p[d] by Cap[t] *Mathewes* According to Act, w[th] Coſts, being Sumond as Evidence Betweene *Mathewes* and *Bates*.

Marſhall vs Price — *It is Ordered and Deſired* that the Hono[ble] S[r] *Hen: Chicheley* Kn[t] & *Hen: Corbyn* Eſq Examine all the matters and Cauſe Betweene *Tho: Marſhall* and *Rich: Price* to Sumons all Evidences & ℘ties if their bee occac̃on and paſſe Judgm[t] in the ℘miſſes alſoe Betweene *Rendall* & *Price*, and *Bayly* & *Price*.

Buſhrod vs Whiteing — The Differrence *Tho Buſhrod* p[lt] and *Hen: Whiteing* Defd[t] referred to the 3[d] Day Next Gen[ll] Court.

Bridger vs Pitt — In the Differrence B[t]wee Co[ll] *Joſeph Bridger* & Co[ll] *Rob[t] Pitt* about the eſcheate of Eight hundred & ffifty Acres of Land formerly belonging to Cap[t] *Jn[o] Vpton*, *it is orde[r]d* that in Caſe on the 3[d] Day Next Gen[ll] Court the Said Co[ll] *Bridger* makes Appeare the ſaid Eight Hundred and ffifty acres of Land, be the whole or any ℘t or ℘cell of the Land that *Margarett* the Wife of the Said *John Upton* dec̃ed was orde[r]d and impowred to ſell to pay Debts as by Order of the Gen[ll] Court of the 5[th] *July* 1672 Then that the ſaid Eight hundred And ffifty Acres of Land and the Eſcheate thereof be Confirmed to the ſaid Co[ll] *Joſeph Bridger* & his heirs

Buſhrod vs Dixon — In the Long Depending Sute Betweene *Tho: Buſhrod* & *Rich: Dixon* about Land vpon which a Jury has bin, who have Returned to his Court their Virdict vnder their hands, which ſaid Vird[t] is fully Allowd of And Confirmed, *And orde[r]d* that *Buſhrod* pay to the ſaid *Dixon* Two Thouſand pounds tobo and Caske, which is to be in full of All Damages and Coſts and this to be An End of that Long Differrence.

Scarbrough vs Robinſon — The Differrence betweene the Admiſtrato[rs] of Co[ll] *Scarbrough* and *Lawrence Robinſon* reffer[r]d to the 3[d] Day Next Gen[ll] Court.

fframe ℘ Land — *Arthur fframe* hath order Granted to take vp and pattent five hundred Acres of Land formerly Granted in the yeare 1666 to *John Lewis* in *Northampton* County and by him Deſerted.

Littleton

Littleton p̄ Land

Mr *Southy Littleton* hath order granted to take vp and pattent Two hundred Acres in *Accomak* on the Sea Board ſide Neere *Dun* Creeke formerly Granted to Coll *Scarbrough* in the yeare 1635 & by him Sold to the ſaid *Littletons* ffather which for want of Seateing is deſerted he entring Rights According to Cuſtome.

Lyndſey Weeke about Land

It is ordᵉd that *Robᵗ Berkeley* Survey for *John Lyndſey* what Land the ſaid *Lyndſey* formᵉly entred wᵗʰ him the Said *Beverly* and *Lyndſey* to have a Grant thereof And that *Abrah. Weekes* ordᵉ & Survey be void, It appeareing that *Lyndſey* had Entred the Same Land wᵗʰ *Beverly* to be Surveyᵈ before *weekes.*

All Matters and Cauſes vndetermined by his Court Reffer'd to the next Genll Which is to be held the 20ᵗʰ *May* next, to which Day this Court advenes

Teſt

Hen: Hartwell Cl Con

At a meeting of the Right Honoble the Governor And Councell the 22d *Aprill* 1673.

ꝑſent

THO: LUDWELL Sect *Edward Diggs* Eſqr Coll *Tho: Swann* Coll *Nath. Bacon* Lt Coll *Daniel Parke Tho: Ballard* Eſqr

Whereas we have Receaved Comands from his moſt Sacred Matie to doe our beſt to putt the People of this Colony of *Virga* into the beſt poſture wee Can for the Defence of it and the ſhipps trading to it, Againſt any Attempts which may be made on it or them by any the ſubjecs of the States Genll of the United Provinces now in Actuell warr with his moſt Sacred Matie and his Subjects, *And Whereas* wee have Receaved Advice that ſeverall the Shipps of Warr belonging to the States Genll are deſigned Againſt this Place. *It is therefore orderd* that the Leift Genll Major Genlls and Collonells Comanders of the militia of this Colonie forthwith vpon Sight hereof Draw their Severall Regiments together, and take Care that what Armes ſhall bee in any Howſe more then the people Liſted Can vſe be ſecured for thoſe who ſhall be found wanting of Armes And that what Armes ſhall be found yett unfixed (notwithſtanding a former order for fixing them) may be ſpeedily fixed According to the ſaid former order, *and it is ſt her orderd* and All the ſaid officers Strictly Charged to make dilligent Enquires into All Stores of powder and Shott which ſhall be ffound in ꝑticular private Howes And to Keepe A Juſt Accompt of the Same, And Charge the people as the[y] will Anſwer the Contrary to have it forthecomeing when they ſhall bee hereto Required as Alſoe to Enquire vpon a ſtrict Penalty into All Publique ſtores where goods are ſould what Powder ſhott or Armes may be in them and to charge the owner thereof to have it Ready for the Governor or the next Commander in Ceife order vpon pay to be made by the Publique for it of which they are not to faile either in the Concealemt or detaining of it, as they will anſwer the contrary at their ꝑille, And the Generall and ꝑticular officers are Required to have their Reſpective Regimts Ready to March vpon the first ſumons whither it ſhall by the Governor be thought moſt Conducing to the ſafety of this Country & every ꝑt thereof, And Becauſe the Enemies ſhipps may come on the Soddaine and Attacque the ſhipps with our Harbours, Notwithſtanding the Reſiſtance of thoſe forts wee have been yett able to Build, *It is hereby Orderd*, And the Comanders of the militia next bordering Vpon the Shipps which are in in the ſeverall Harbours of this Colonie are ſtrctly Required fortwith vpon the ffirſt allarme to putt ſoe many men out of Each Company Bordering as aforeſaid on board the ſaid Severall ſhipps as may Make ffifty men for every ſhipp together with their Armes to ſerve as ſmale ſhott to defend the ſaid ſhipp till further Order can be taken for their Better Defenſe, *And Whereas* the ffort at *Yorke* (Notwithſtanding the Early order which hath been Given for its Repaire) is at ꝑſent not in a Condicon of Defenſe, *It is hereby ordrd* that forthwith the Comiſſiors of the Aſſociation doe take care that by Cannon Basketts or otherwiſe the Gunns there be ſoe Couvred as to Offend the Enemy and to ſecure the men who ſhall Defend them and that vpon the firſt Alarme the Next Company of foote doe Repaire to the ſeverall forts According to Act of Parliament, to Defend them, *And Whereas* Major *Theo: Hone* & Mr *Wm Dromond* did Voluntaryly Vndertake At A Certaine Rate to Build a fort of Bricke at *James Citty* of Two hundred and ffifty foote at A Certaine time of which they have fayled whereby that ꝑt of the Country may be Expoſed to the Attempts of the Enemies, for which they have Deſerved ſevere Puniſhmt *It is hereby orderd* And the ſaid Major *Hone* & Mr *Dromond* are hereby Straightly Charged and Required fortwith to finiſh the ſaid Worke, & New ſubſtantiall Carriages for all the Gunns now in *James Citty* And if it ſhall appeare that any the leaſt Neglect in the Worke be henceforward comitted by them the ſaid *Hone* & *Dromond* they ſhall be ꝓceeded Againſt According to the greatneſs of their offence with All Severity

Att a Court held at *James Citty* The 25th of *May* 1673

[p̄ſent]

SR *WM BERKELEY* Knt Governor &c *Tho: Ludwell* Secr *Edw: Diggs* Coll *Swann* Lt Coll *Parke* Eſqrs

White p̄ Land — *Wm White* hath order Granted to Pattent Three Thouſand Acres of Land or thereabout formrly Granted to Lt Coll *Phillip Ludwell* and Capt *Wm Baffett* which for want of Seateing by them Deſerted haveing Entred Rights Accordingly

Beverly p̄ Land — Mr *Robert Beverly* hath ſeaven yeares time Granted for ſeateing Two Thouſand Acres of Land in *Rappahanock* River on the ſouth Side thereof Granted to him by Pattent dated 20th *Aprill* 1670

Robinſon vs Tucke — The ſute Betweene *Richard Robinſon* as Marying the relict of *John Curtis* plt and *John Tucke* Defdt is Diſmiſt wth Clarkes & ſherriffes fees to be paid by *Robinſon*

Murry vs Tucke — In the Sute Betweene *Alexandr Murrey* plt & *John Tucke* Defdt about Two hoggſheads of Tobacco by *Murry* Intruſted to *Tucke* for ſale in *Briſtol* It appeares by *Tucks* oth to the beſt of his Remembrance that the ſaid Tobacco yeilded clere but Nineteene ſhillings Odd pence and that he has not his Accompts bookes in this Country for the Cleareing thereof but p̄miſſes to bring or ſend the Accompts Next yeares ſhipping which is Accordingly ordred and what Appeares Due to paid

Billiot vs Scarburgh — The Order that Mr *Edmond Scarburgh* Obtained for One Thouſand and ffifty Acres as Deſerted Land in *Northampton* County formerly granted to *John Billiot* is Taken of and made Void the Right of the ſaid Land appeareing to be in *John Billiot* orphant

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The 22d *May* 1673

[p̄ſent]

SR *WM BERKELEY* Knt Governor &c. *Tho: Ludwell* Secr *Edw: Diggs* Coll *Swann* Coll *Bacon* Lt Coll *Parke* Eſqrs

Grayham vs Wynn — The Horſe in Differrence Betweene *John Grayham* and *Jaſper Wynn* is found and Adjudgd by oth on iſſue to be *Grayhams* Horſe *It is therefore ordred* he be fortwith poſſeſt wth the ſaid Horſe and each p̄ty to beare his Owne Charges

Dale vs Kirton — The Differrences Betweene Mr *Dale* and Mr *Kirton* are Refferred to ye third Day next Genll Court

Beverly ordrd to — *It is ordrd* that Mr *Robert Beverly* next *Middleſex* Court Deliver vp ye Deed of *Domingo Madera* to whom he had it from, the widdow to be there to Receive the Deed and ſend it to this next Court, and to Deliver on Accot of the eſtate

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Afternoone

[p̄ſent]

SR *WM BERKELEY* Knt Governor &c *Tho: Ludwell* Secr *Edward Diggs* Coll *Swann* Lt Coll *Pearke* Eſqrs

Eſqr *Diggs vs Reade* — In the Differrence Betweene *Edward Diggs* eſqr Plantiffe and *Tho: Reade* Defdt is Refferred to a Jury.

Dolby vs May — The Differrence Betweene *Tho: Dolby* Plt and *Hen: Maw* Defdt vpon an Appeale from *Eliz: Citty* County Court. *It is ordrd* that Courts orderd be Reverſed and the ſaid *Maw* to pay the vſuall rent According to the Leaſe wth Coſts ſute

Scott — *It is ordrd* that *John Scott* Appeare before the Governor and Councell on *Munday* Next to Anſwer to the Peticon of his ferv^{t} *John Walker*

Stafford for Land — *Humphrey Stafford* hath order Granted to Refurvey a ꝑcell of Land formerly Granted to him by Pattent and what Surplus is found wthin the old bounds he to have a Grant thereof, entring Right According to Cuſtome

Myhill vs Reade — In the Differrence Betweene *John Myhill* and *Tho: Reade* about Land *It is ordrd* that Major *Lewis* Survey the Land in Difference and make a Diviſion on the 10th *September* next and then to Caſt Lotts each ꝑty to beare his owne Charges, both ꝑtys to Give notice to the ſaid furveyor.

Watkins ꝓ Land — *Phillip Watkins* hath order Granted to pattent Six hundred and fifty Acres of Land in *New Kent* County on the North ſide of *Mataponie* River formly vp by *Will Goffe* and by him ſould to *John Madiſon* and by the ſaid *Madiſon* Sould to the Relict of the ſaid *Goffe* and by her deſerted Rights entred for the ſame According to Act by the ſaid *Watkins*

Moore vs Walker — The Differrence Betweene *Richard Moore* and Major *Walker* vpon an Applē from *Glouſter* Court, *It is ordrd* it be ſuſpended till the 4th Day next Genll Court to be heard after the ſute Depending Betweene *Edw: Diggs* Eſqr and the ſaid *Walker*

The 23d of *May* 1673

[ꝑſent]

SR *WM BERKELEY* Knt Gouernor &c *Tho: Ludwell* Secr *Edw: Diggs* Major Genll *Bennett* Coll *Swann* Coll *Bacon* Coll *Beale* Lt Coll *Parke* Eſqrs

Thatcher vs Carter — The Difference Betweene *Wm Thatcher* Plt and Lt Coll *Carter* Defdt is Refferred to the third Day next Genll Court Deſired by the Defdt

Buſhrod vs Heath — *Whereas* Mr *Tho: Buſhrod* had A warrant directed to the ſherr of *Glouſter* County for the Arrefting of *Hen: Whiteing* to the Laſt Court who was Accordingly Arrefted & Mr *Auguſtin Heath* returned Security *and whereas* the ſaid Laſt Court there was a Refferrence Granted to this Court where the ſaid *Whiteing* Not Apꝑeing, *It is ordrd* that the ſaid Security pay what the ſaid *Buſhrod* ſhall make appeare Juſtly Due the third Day next Genll Court in Caſe he then cauſe not the ſaid *Whiteing* to Appeare wth Coſts ſute

Buſhrod vs Loyd — The Differrence betweene *Thomas Buſhrod* plt and *Wm Loyd* Defdt refferred to the 3d Day next Genll Court

Tayloe vs Mathews — The Difference Betweene *Jne Tayloe* Plt and *Tho: Mathews* Defdt about one *Robt Waltons* eſtate is Referred to the third Day Next Genll Court, *and ordrd* that in the meane time *Mathews* imbezell not nor Diſpoſe of any of the ſaid *Waltons* eſtate

Smith

Smith vs Cheefman — The Differrence Betweene L^t Co^ll *John Smith* Atto: *Richard Tyler* P^lt and *Thomas Cheefman* Defd^t Refferred to the third Day next Gen^ll Court

Efq^r *Diggs vs Reade* — The Differrence about a horfe between *Edward Diggs* Efq^r P^lt and *Tho: Reade* Defd^t was Refferred to a Jury who now bring in theire Verdict that the find for the Defd^t, *It is orde'd* that *Reade* Quietly enjoy the faid Horfe in Differrence

Wadding vs Howfon — *Robert Howfon* being Arrefted to the Gen^ll Court in *Nob^r*, at the fute of *James Wadding* by the fhe^rr of *Stafford* County and the faid *Howfon* not then Appeareing nor now, Judgm^t is therefore Granted the faid *Wadding* Againft the faid fhe^rr for payment for the faid *Howfon* debt of three thoufand pound of fweete fented to^bb and Caske w^th Cofts and 6 p^r Ct Damage

Smith vs Dromond — In the Differrence Betweene *Bryan Smith* Attorney of *Mit: Perry* and *Tho: Lane* P^lt and W^m *Drommond* Defd^t of the Appeale of tenn thoufand pounds tobacco & Caske from *James Citty* County Court vpon a Defamacõn. *It is orde'd* that the ord^r be made Void and reverfed and that *Drommond* be left to his remedy in A p^rfonall Acõn againft *Perry* and *Lane*

Bowler vs Jones — *Whereas* M^r *Tho: Bowler* had a warrant Directed to the Sherriff of *Northumberland* County for the Arrefting of *Robert Jones* to this Court who was Accordingly Arrefted and he not Appeareing and noe Security returned *Judgment is therefore Granted* the faid *Bowler* Againft the fherriffe for what fhall be made Appeare Juftly Due the next Court in Cafe he Caufe not the faid *Jones* then to Appeare

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afternoon

[p^rfent]

SR W^M *BERKELEY* Kn^t Governo^r &c *Tho: Ludwell* Secr. *Edward Diggs* Majo^r Gen^ll *Bennett* Co^ll *Bacon* Co^ll *Beale* Co^ll *Parke* Efq^rs

Bridger vs Pitt — *Whereas* Co^ll *Joſeph Bridger* had ord^r granted in his owne Right to Efcheate Eight & fifty Acres of Land in the *Ifle of Whight* County formerly belonging to Cap^t *John Upton* vpon which Grant A Jurie was impannelled and an Office found Butt Co^ll *Robert Pitt* p^rtending A Better Right for the faid efcheate and now Appeares in Court together with the faid Co^ll *Bridger* where after long Difpute and each p^rties Clayme thoroughly Examined, *It is the Judgment of this whole Court* that the faid Land and the efcheate thereof be Confirmed and Granted to the faid Co^ll *Bridger* & his heirs forever.

Co^ll *Bridger* entered his firft Clayme by Petiõn for the furplus w^thin the bound and wafte land adjoyning

Ouſtin vs Leviſtone — The Difference Betweene *Sam^ll Ouſtin* and *Leviſtone* vpon an Appeale from *Glouceſter* Court, refferred to the 4^th Day next Gen^ll Court and *Leviſtone* to be p^rfent.

Gardner vs Hull — The Difference Betweene *Martin Gardner* on behalf of *Hen: Tylers* orphants p^lt and L^t Co^ll *Hull* Defd^t Refferred to the 4^th Day Next Gen^ll Court.

The

The 24th *May* 1673

[p̄ſent]

SR *WM BERKELEY* Knt Governor &c *Tho: Ludwell* Secr *Edw: Diggs* Major Genll *Bennet* Coll *Swann* Coll *Bacon* Coll *Beale* Lt Coll *Parke* Eſqrs

Coale vs Marſhall — The Differrence Betweene Mr *Edm: Coale* and Mr *Marſhall* is Refferred to ye Third Day Next Genll Court vpon the motion of Coll *Bridger*

Bridger p̄ Land — Coll *Joſeph Bridger* hath order Granted to Pattent ffour hundred Thirty Two Acres of Land formerly granted vnto *Wm Porter* by Pattent dated 11th of *Auguſt* 1667 and for want of feateing by him Deſerted entring Rights According to Act

Beale vs Loyd — *Whereas* in the difference of Land Betweene Coll *Beale* Plt & *Wm Loyd* for *fflantlaroys* Orphants Defdt the Laſt Court Mr *Wm Moſely* returned his Report and Survey of the Land in Differrence, which was not then Confirmed but referred to this Court *where it is orderd* the ſaid ſurvey and Report of the ſaid *Moſely* Surveyor be Confirmed and that the ſaid Coll *Beale* have the ſaid Land by Pattent granted him being Nine hundred Twenty Nine Acres as by the Survey According to the bounds thereof May Appeare

ffoxcraft vs Newell — *Iſaac ffoxcraft* ſues *Eliz: Newell* Adminiſtratrix of *Johna: Newell* Decd vpon bills of Exchange of Tenn pounds *ſterling* Charged on Mr *Richards* and p̄teſted, as alſoe for Tenn pound *ſterling* Due by bill to be paid vpon demand, *It is orderd* by Conſent that if *ffoxcraft* at Next Genll Court Depoſe he has recd noe p̄t or p̄cell of the ſaid Money or ſend his Depoſition in Writeing atteſted by the Clerke of *Accomack* Court then to have Judgment for both the ſaid ſom̃es of Tenn pound *ſterling* wth 15 p̄ Cent vpon bills of Exchange p̄teſted as alſoe for the tenn pound Due by one other bill

Mathews Bates — The Differrence Betweene Capt *ffra: Mathews* Plt and *Bates* Defdt about the Land of *Smith* decd refferred to ye Next Aſſembly

Saffin vs Tompſon — *Whereas* Mr *John Saffin* had a Warrant Directed to the Sherr of County for the Arreſting of *Richard Tompſon* wch was Accordingly Done, and the ſaid *Tompſon* Not Appeareing and Noe Security Returned *Judgment is therefore Granted* the ſaid Mr *Saffin* againſt the ſaid Sherriffe for what ſhall be made Appeare Juſtly Due the Next Court, the ſherr to have Liberty to bring him in Next Court

Page ffleming — *Orderd* that the order *John ffleming* had Laſt Court for One Thouſand Seven hundred Acres of Land formerly Granted to Mr *John Page* in *New Kent* County as Deſerted Land be made void it Appeareing now the Land was not then Deſerted

Parke vs Warren — Judgment is Granted Coll *Daniell Parke* eſqr Againſt Mr *Tho: Warren* Comander of the ſhipp *Daniell* in *Virga* for payment of Ninety nine pounds Thirteene ſhillings and Two pence being for ſoe much Due for goods of the ſaid *Parkes* Damnified in the ſaid ſhipp *Dan*ll in her Late Voyage from *London* in *England*, The money to be paid within fforty Dayes after her Next Arrivall in *England* and to that Purpoſe bills of Exchange are to Paſte

Mohun vs Warren — Judgment is Granted Mr *John Mohun* Againſt Mr *Tho: Warren* Comander of the ſhipp *Daniell* in *Virga* for payment of One hundred

dred and Eighteene pounds nine ſhillings & Six pence *ſterl* being for ſoe much due for Goods for Goods of the ſaid *Mohuns* Damnified in the ſaid ſhipp *Daniell* in her late Voyage from *London* in *England*, and to that Purpoſe bills of Exchange are to Paſte

Thorpe vs Warren

Judgment is Granted Mr *Otho Thorpe* againſt Mr *Tho: Warren* Comander of the ſhipp *Daniell* in *Virga* for payment of fforty ſeven pound Six ſhillings & Eleaven pence being for ſoe much Due for Goods of the ſaid *Thorps* Damnified in the ſaid Shipp *Daniell* in her Late Voyage from *London* in *England* and to that Purpoſe bills of Exchange are to Paſte

Moniford vs Warren

Judgment is Granted Mr *Wm Moniford* Againſt Mr *Tho: Warren* Comander of the ſhipp *Daniell* in *Virga* for payment of Thirty pounds being for ſoe much Due for Goods of the ſaid *Monifords* Damnified in the ſaid ſhipp *Daniell* in her late Voyage from *London* in *England*, and to that Purpoſe bills of Exchange are to Paſte

Lewis vs Warren

Judgment is Granted Mr *John Lewis* Againſt Mr *Tho: Warren* Comander of the Shipp *Daniell* in *Virga* for payment of fforty Two pound and Eleaven being for Soe much Due for Goods of the ſaid *Lewis* Damnified in the ſaid Shipp *Daniell* in her late voyage from *London* in *Engld* The money to be paid wthin fforty Dayes After her next Arrivall in *England* and to that purpoſe bills of Exchange are to paſte.

Page vs Warren

Judgment is Granted Mr *John Page* Againſt Mr *Tho: Warren* Comandr of the ſhipp *Daniell* in *Virga* for what Damage he ſhall make juſtly Appeare to have ſuſtained in the ſaid Shipp in her late voyage from *England* Hither, the money to be paid wthin fforty Daies after her next Arrivall in *England*, and to that purpoſe bills of Exchange are paſte.

Coll *Bacon vs Warren*

By Conſent of Coll *Nath: Bacon* eſqr & Capt *Tho: Warren* Comander of the ſhipp *Daniell*, *It is ordꝛd* Lt Coll *Wm Coale* & Mr *Wm Moniford* veiw the Damages of the ſaid Coll *Bacons* and and what they find Damnified to be paid wthin fforty Daies after the Next Arrivall of the ſaid Shipp *Dan*ll in *England*, and to that purpoſe bills of ex Exchange are to paſte.

Dromond vs Eveling

The Difference Betweene Mr *Wm Drommond* and Capt *Chriſtopher Eveling* about Mr *John Currers* eſtate. *It is ordꝛd* that the ſaid *Eveling* before his Departure out of the Country, Give Mr *Drommond* bills of Exchange for thirty nine pounds and this to be a final end of the Cauſe Betn: the ſaid *Drommond* and *Currer*.

The 26th *May* 1673

[p̄ſent]

SR *Wm BERKELEY* Knt Govrnor &c. *Tho: Ludwell* Secr *Edward Diggs* Coll *Beale Tho: Ballard* Eſqrs

Butler Hawkins

Whereas Coll *John Catlett* Deced made a will and Died leaveing his wife Executx and Mr *Amory Butler* married the ſaid Executrix but before marriage *Butler* by his bond Gives the widdow liberty to Diſpoſe of her eſtate either by will of *Catlett* Deed or as Adminiſtratrix, She dies and makes a will And now a Diſpute Arriſes betweene the ſaid *Butler* and Capt *Tho: Hawkins* A Kinſman to the ſaid *Cattlett* who ſhall have the Managements of the ſaid eſtates and the Keepeing and Educacõn of the Children of *Catlett*,

Catlet, It is orde'd that the ſaid M^r *Amory Butler* doe at the next County Court held at *Rapp^o* Give Good and ſufficient Security to ℘forme pay and fullfill the wills of the ſaid *Catletts* wife Dece^d and then that he be Poſſe^ſd and have the management of all the ſaid *Catlett* and wifes eſtate *And further it is orde'd* that M^r *Daniell Gaynes* have the Keeping and Educaẽon of the ſaid *Catlets* Children.

Nixon Reeve

It is orde'd that Cap^t *Robert Beverly* Surveyor be added to And Aſſiſtant w^th a Jury by the laſt Court Appointed to Enquire into the bounds of Land and fforceably entry in differrence between *Tho: Nixon* & *Geo: Reeve* y^e Jury and Surveyo^r to make Report to the Next *Middleſex* Court and there the Cauſe to be Judg^d

Harriſon vs Wilkins

The order that *W^m Harriſon* obtained the laſt Gen^ll Court for the Land of *W^m Wilkins* being four hundred & Seaventy Acres as deſerted Land is made void and *Harriſon* pay Coſts Sute the Land now Appeareing not to be deſerted

Betts vs Price

It is orde'd that M^r *Arthur Price* pay vnto *william Betts* four pound five ſhillings being Soe much due by two bills from his Brother *Rich Price*

Biſſe vs Jordane

Whereas M^r *James Biſſe* Arreſted M^r *Robert Jordane* to the Laſt Court then A Refferance to this was Granted where *Jordane* Appeares Not, *It is orde'd* that if *Jordane* Ap℘e not the 3^d Day Next Gen^ll Court then *Biſſe* to have Judgment for what ſhall be made Appeare Juſtly due w^th Coſt.

Waddie vs Needles

The Differrence betweene M^r *James Waddie* and *John Needles* vpon an Appeale from *Middleſex* County Court *It is orde'd* that the order from w^ch the ſaid *Waddie* Appealed be Confirmed and *Waddie* pay Coſts Sute *als* ex, *And further orde'd* that what eſtate M^r *Needles* have yett in his hands belonging to M^r *Geo: Waddie* dec̃d that he Deliver the ſame vpon oth vnto M^r *James Waddie.*

Afternoone

[℘ſent]

SR *W^M BERKELEY* Kn^t Governo^r &c. *Tho: Ludwell* Sec̃r *Edw: Diggs* Co^ll *Swann* Co^ll *Bacon* Co^ll *Beale Tho: Ballard* Eſq^rs

Baskervile Davis

The Differrence Betweene *John Baskervile* Attorney of *Smith* of *Lond^n* and *Moſes Davis* is Refferred to Co^ll *Thomas Swann* & *Tho: Ballard* eſq^r to Examine where the Interogatories be Anſwer^d and Report thereof to Next Gen^ll Court

Page vs Pickis

Whereas M^r *John Page* had a Warrant Direc̃ted to the ſherriffe of *New Kent* County for the Arreſting of *Jonas Pickis*, and the ſherrife makeing this Returne *Non eſt Inventus*, Attachment is therefore Granted to M^r *Page* Againſt the eſtate of *Jonas Pickis* for payment of Sixty four pounds fourteene ſhilling & Eight pence being for bills of Exchange ℘teſted w^th Damages According to Ac̃t, Returneable Next Court for Judgment for what Appeares Juſtly Due w^th Coſts

Weldon vs Wood

Whereas M^rs *Eliz: Wood* Sold to *Benjamin Strange* A Sorrell Horſe now in the poſſeſſion of *Tho: Baker*, which Horſe was Claymed by M^r *Sam^l Weldon* who Comenced his Sute to this againſt the ſaid *Wood* where it appeares that the ſaid *Wood* did illegally take vp Sell and marke the ſaid Horſe w^th IF. It being the

the ſaid *Weldons* Horſe, *It is therefore orde'd* that the ſaid *Eliz: Wood* forthwith deliver to the ſaid *Weldon* the ſaid Horſe and pay all Coſts Sute

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The 27th *May* 1673

[p̄ſent]

SR *WM BERKELY* Knt Governor &c. *Tho: Ludwell* Secr. *Edw: Diggs* Coll *Swann* Coll *Bacon* Coll *Beale* Lt Coll *Parke Tho Ballard* Eſqrs

Tarboe Wood

Gyles Tarboe hath ordr for four Dayes Attendance to be paid by Mrs *Eliz Wood* agt Mr *Weldon* According to Act

ffiſher Wood

Hen: ffiſher hath order for four Dayes Attendance to be paid by Mrs *Eliz: Wood* in the ſute Againſt Mr *Weldon*, According to Act

Sunday Wood

Wm Sunday hath order for four days Attendance to be paid by Mrs *Eliz Wood* in the ſute Agt Mr *Weldon*, According to Act

Davis Weekes

The Differrence betweene *Tho: Davis* ſonne of *John Davis* decd and *Robert Weekes* vpon an Appeale from *James Citty* County Court, *it is orde'd* that the ſaid *Weekes* Appeare at the Next County Court held for *Yorke*, and if in Caſe the ſaid *Weeke* Doe not there Appeare then the ordr of *James Citty* County Court to be Confirmed and *Davis* to p̄ceed thereon for the Discovery of his eſtate *and further orde'd* that *davis* Give Notice to *Geo: Gill* who was Joyntly and Severally bound wth *Weekes*, to Appeare at the ſaid *Yorke* Court where the ſaid Court is to take Juſt Care for his the ſaid *Davis* Due by will

Harris vs Coll *Swann*

Judgment is Granted Mr *James Harris* Attorney of *Antho: Gay* Merchant and others the Owners of the ſhipp *Virga Merchant* of *Briſtoll* againſt Coll *Tho: Swann* eſqr and Capt *Edward Ramſey* Executors of Capt *John Grove* Decd for payment of One Thouſand One hundred & fifty pounds of tobo an Caske being ſoe much found vpon an Audite & Report made of the Accots

Blake p̄ Land

Wm Blake hath order Granted to pattent three hundred Acres of Land in *Accomack* County formerly Granted vnto *Tho: Junnell* & for want of feateing by him Deferted, entring Rights According to Act

Awborne p̄ Land

Richard Awborne hath order Granted to pattent about three hundred Acres of waſt Land in *James Cittly* County neare the *ffrench* ordinary adjoyning to the Land of *Wm Paulett*, entring Rights According to Act

Baughen Wood

John Baughen hath order for four Dayes Attendance to be paid by Mrs *Eliz: Wood* in the ſute Againſt Mr *Weldon* According to Act

Haley Loyd p̄ Land

James Haley and *Ambroſe Loyd* hath ordr Granted to take vp what Surplus Land is found wthin the bounds of Mrs *Mary Bernard* in *Warwick* County entring Right According to Cuſtome

Poole vs Minge

Whereas the Differrence Betweene *James Minge* Plt and *Ralph Poole* and others Defdts was Refferred by Conſent of the Plt and Defet to the Award and Determinac̃on of *Wm Sherwood* who has Drawne vp his Award in Writeing. which now Comeing in plea in Court, where *It is orde'd* that the ſaid award be Confirmed and that *Minge* obey and p̄forme the ſame on his p̄t as alſoe *Poole* on his and their p̄ts, and what the ſaid Mr *Minge* can make Appeare already paid and p̄formed of the ſaid Award to be Diſcompted and what releaſes to be allowed

Ordr

Ordr agt *Dromond & Stone*

Whereas Mr *Wm Dromond* and Major *Theo: Stone* wth Mr *Math: Page* decd did Agree with the Commiſſionrs of the Aſſoſſiacõn to build a ffort at *James Citty* According to ſuch Dimencõns rules and ſtrength as by the Condicõn for the Purpoſe may Appeare. *And whereas* the ſaid *Stone* and *Drommond* notwithſtanding their ſaid Agreement and ſeverall orders ſince paſt have not ꝑformed the ſaid Condicõn nor orders But have Neglected the ſame, Excepting only the makeing Some Bricks and other ꝑperacõns for the ſaid Building etc. which bricks & other things ꝑpared are reported to be very bad and altogether Inſufficient for the ſaid Worke *It is now ordr'd* that all the Comiſſiors of the ſaid Aſſoſſiacõn on the 6th of *June* Now Next Comeing meet at *James Citty* who as a Court are to Examine the Goodnes of the Bricks and timber ꝑpared for the ſaid Worke and Judge of the value, and in all things ſee and Coñand that the Said Fort be forthwith Erected and built according to the dimencõns and Rules in the ſaid Agreemt as they the ſaid *Stone* and *Dromond* will anſwer the Contrary at their ꝑills, *And it is further ordr'd* that noe tobacco or other further payments be leavied for or paid to the ſaid *Stone* and *Drommond* vntill ſuch time as the ſaid ffort be Erected and Built According to the Condicõn and Agreement Aforeſaid

Whithaire vs Newell

The Differrence Betweene *Robert Whitehaire* Attorney of *Spencer Piggott* of *London* Plt and *Eliz: Newell* the Adm̃ſtrix of *Johnas Newell* decd refferred to Next Court

Waddie will

It is the Judgment of this Court that the Written will of *Waady* decd is the Will in Law and not the Nuncupative will

Smith vs Davis

The Differrence Betweene Mr *Wm Smith* of *London* and *Moſes Davis* was yeſterday Refferred to Coll *Tho: Swann* and *Tho: Ballard* Eſqr to Examine the Buſſines wch is to be done the firſt day next Genll Court & make report thereof

Minge vs Poole

Whereas an order paſt at *Charles Citty* County Court the 3d Day *Apll* 1673 in a Differe betweene *James Minge* Plt and *Ralph Poole* Defdt from wch Judgment *Poole* Appeales to this Court where after Examinacõn of the ꝑmiſſes *It is ordrd* yt ye ſd ordr be Confirmed & pay 50 ꝑ Cent Damages According to Act wth Coſts ſute *als* ex

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afternoone

[ꝑſent]

SR *WM BERKELEY* Knt Gouernor &c *Tho: Ludwell* Secr *Edward Diggs* Major Genll *Bennett* Coll *Swann* Coll *Bacon* Lt Coll *Parke Tho: Ballard* Eſqrs

It is ordr'd by this Honoble Court that the Severall Commiſſionrs of the Aſſoſiacõn for a Fort at *James Citty* meet at *James Citty* the 9th of *June* now next Comeing to treate Conſult and Examine what is done and what is to be Done for the Speedy Erecting A fort agreed for too bee built at *James Citty* and other matters relateing to the ſaid ſort and herein they are Earneſtly Deſired not to faile

It is ordr'd that the Juſtices of *James Citty* County at Next Court make Choice of two Gentlemen who are as Comiſſionrs for the Aſſoſiacõn for the fort to be built, to meet at *James Citty* the 9th *June* Next

Cruſe

Cruſe Gray — The order of *Surrey* Court about the bounds of Land in Differrence betweene *Tho. Cruſe* and *ffra: Gray* vpon an Appeale to this Court made Void *And now it is orde'd* that M^r *Geo: Watkins* and M^r *Richard Laurence* Surveyo^rs to the beſt of their Judgments Survey and Lay out the Land in Differrence according to the bounds of the Same menc̃oned in the bill of ſale that *Tho: Gray* made to *Cruſe* the Survey to be Returned to next Court for Judgment

Longman vs Goffe — Judgment is Granted *Richard Longman* Attorney of Cap^t *Phillip Foſter* of *London* againſt the eſtate of *John Goffe* for payment of thirty pounds *ſterl* w^th Coſts ſute *als* ex

Greene vs Bland — Judgment is Granted M^r *Roger Greene* Againſt M^rs *Anna Bland* Relit and Adm̃ix of *Theo: Bland* Eſq^r Dec^d for payment of Seven Thouſand one hundred & fourteene pounds of to^bo and Cask w^th Coſts ſute, what M^rs *Bland* can rightly make Appeare paid to be diſcounted

Walker free — *John Walker* ſervant to *John Scot* Jud^gd free

Scarſbroke vs Bullock — *Whereas* the laſt Gen^ll Court in the Differrence betweene *John Scarſbroke* Atto: of *Rob^t Bullock* P^lt and *Daniell Wilde* Defd^t about Land It was orde^rd that A Jury ſhould be impannell^d to Enquire into the p̃miſſes, w^ch Jury was impannell^d and report to this Court vnder their hands that the Cauſe cannott be Determined till *Bullock*s Land be Laid out, *It is therefore orde'd* that A Surveyo^r Quallified, Lay out the Number of Acres and bounds of the ſaid *Bullock*s Land According to this pattent in Company of a Jury and make report thereof to the third Day Next Gen^ll Court for Judgment, If y^e Jury find all or any p̃t of *Wilde*s Land to be within *Bullock*s bounds then they to value building and Clearing According to Laſt Courts Order

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The 28^th *May* 1673

[p̃ſent]

SR *W^M BERKELEY* Kn^t Gouerno^r &c. *Tho: Ludwell* Secr *Edw: Diggs* Co^ll *Swann* Co^ll *Beale* L^t Co^ll *Parke Tho: Ballard* Eſq^rs

Pate vs Charlton — The Differrence Betweene M^r *Tho Pate* and *Chriſtopher Charlton* vpon an Appeale from *Glouceſter* Court, is Refferred to the third Day Next Gen^ll Court where *W^m Cannon* as a Witneſs is to Appeare & M^r *Pate* Obliged to bring him *Charlton* to have 10 Dayes time to Returne to his maſter

Admc̃on *Weſt* — Adminiſtrac̃on is Granted L^t Co^ll *John Weſt* on the Behalfe of the Orphants of Majo^r *Croſhaw* on the eſtate of *Mary Marſh* dec̃ed, M^r *W^m Coale* & M^r *Richard James* Security for Adminiſtrac̃on, *And it is further orderd* that Cap^t *Chicheley* M^r *Wild* M^r *Clarke* and M^r *Lillington* being Lawfully Sworne Inventory and Appraiſe all and Singular the ſaid *Marſh*'s eſtate and the ſaid *Weſt* p̃ſent an Inventory thereon vpon othe to the 3^d Day Next Gen^ll Court

Gaunt vs Hall — *Tho: Guant* Nonſuites L^t *John Hall* he not Appeareing to p̃ſecute. *It is orde'd* y^e Said *Hall* pay Damages According to Act w^th Coſts ſute *als* ex

Wild Clarke — *It is ord'd* that M^r *Daniell Wild* Attorney of M^rs *Bowler* Adminiſtratrix of *John Bowler* dec^d rend^r a true and p̃fect Accompt of all and ſingular the eſtate of *Jn^o Bowler* dec^d to M^r *Clarke* Attorney of M^r *Geo: Lee* on the 10^th of *June* Next

Afternoone

Afternoone

[ꝑſent]

SR *WM BERKELEY* Knt Governor &c *Tho: Ludwell* Secr Coll *Bacon* Coll *Beale* *Tho: Ballard* Eſqrs

Greene Bland — The Differrence Betweene Mr *Roger Greene* and Mrs *Anna Bland* Adminiſtratrix of *Theo: Bland* Eſqr Decd about the ſaid *Greens* Clayme to *Jno Holmwoods* eſtate refferred to the 3d Day Next Genll Court

Spencer vs Place — The ſute Depending betweene *Geo: Spencer* and Mr *Rowland Place* is Referred to the Next Court held for *Charles Citty* where they are to Paſſe Judgment According to the merritts of the Cauſe

James vs Bird — The Differrence Betweene Mr *Richard James* and *John Bird* about building a houſe, *It is ordered* that Mr *Geo: Marbe Tho: Warwell Ralph Deane John Moore* and *Will Paulett* Veiw the Worke and bricks and Appraize the ſame and what Mr *James* can make appr to have paid the Said *Bird* over and above what his worke Comes to, to have Judgment for the ſurplus wth Coſts Coll *Swann* Deſired by *Bird* to be ꝑſent, the ſaid *bird* not to depart the Towne vntill he give Good Security for the ꝑformance of this Order

Mr *Tho: Sampſon* and *Abraham Vincler* being Lawfully ſworne before Mr *James Bray ordered* to Appraize the eſtate of Capt *Chriſtopher Higgenſon* decd *Tho: Ballard* Eſqr *ordered* to take into his Cuſtody all Such eſtate as he ſhall any wayes Diſcover of the ſaid Capt *Higgenſon* Decd

Bacon Higginſon — Coll *Nath: Bacon* to have his Specialty paid in the firſt place for what he he ſhall make Appeare Due from Capt *Higgenſon* Decd out of the Money Due from Mrs *Eliz: Higgenſon*

Newell vs Newell — The Differrence betweene *David Newell* and Mrs *Eliz: Newell* Admtrix of *Johna: Newell* decd about the *Johna: Newells* eſtate, Coll *Beale* being ꝑſent is Referred to the third Day Next Genll Court

Younge vs Gwyn — Refferrence Betweene *Richard Young* and *Humphrey Gwyn* to the third Day of the Next Genll Court

Laurence Awborne — The Differrence Betweene *Richard Awborne* Plt and *Richard Laurence* Defdt vpon an Appeale from *James Citty* County. *It is ordered* the Order of that Court is made Void

Wilkinſon vs Towne — The Differrence Betweene *Tho: Wilkinſon* as Marrying the relict of *Griffeth Dickeſon* & *Wm Towne* is Refferred to the Next County Court of *New Kent* who are to Determine the Differrence

Wyatt vs Clare — *Whereas* Majr *Wm Wyatt* had A warrant Directed to the ſherriffe of *New Kent* County for the Arreſting of *Ambroſe Clare* to this Court who was Accordingly Arreſted and he not Appeareing and Mr *Rich Tompſon* Returned his Security, *It is* [*ordered*] the ſaid Security pay to the ſaid Majr *Wyatt* what he ſhall make Appeare due the 3d Day Next Genll Court in Caſe he then cauſe not the ſaid *Clare* to Appeare

Wyatt vs Arnold — *Whereas* Majr *Wm Wyatt* had a warrant Directed to the ſherriffe of *New Kent* County for the Arreſting of *Anthony Arnold* to this Court who was Accordingly Arreſted and he not Appeareing and Mr *Henry Crowell* Returned Security *It is orderd* the ſaid Security

pay

pay vnto the ſaid Major *Wyatt* what he ſhall Make Appeare Juſtly due the 3d Day next Genll Court in Caſe he then Cauſe not the ſaid *Arnold* to Appeare

Wyatt vs Meredeth

Whereas Major *Wm Wyatt* had a warrant Directed to the ſherriffe of *New Kent* County for the Arreſting of *Tho: Meredeth* to this Court who was Accordingly Arreſted and he not Appeareing & Mr *Samll Ouſtin* Returned Security *It is Orderd* that the ſaid Security pay to the ſaid *Wyatt* what he Can Make Appeare Juſtly Due the 3d Day Next Genll Court, in Caſe he then cauſe not the ſaid *Meredith* to Appeare

fford Wyatt

Whereas the Differrence of Land betweene *Peter fford* and Major *Wyatt* the Laſt Court was Refferred to A Jury who have made their report to this Court, *where It is orderd* the Juries Virdict be Confirmed wth Coſts

Turton Smith

This Day *Timothy Turton* Peticoning to this Court for a Confirmacon of A Deed of Sale to him made by one *John Aſhwell* of About Two hundred Acres of Land in *New Kent* County. *It is the Opinion* of this Court that the Sale is Good and be Confirmed vnleſs *Bryan Smith* who Claymes Land from *Aſhwell* doe make it Appeare 3d Day Next Genll Court the Conveyance of *Turtons* be fradulently Obtained

Taylor p̄ Land

Vpon the Peticon of *William Taylor*, *It is orderd* that One Thouſand Acres of Land formerly Granted to him by Pattent dated 30th *october* 1669 is Now Confirmed According to the ſaid Pattent

Potter vs ffreſhwater

Judgment is Granted Lt Colll *Cutbert Potter* againſt *Tho: ffreſhwater* for payment of Thirty pounds *ſterling* wth Coſts noe . . . to iſſue forth not till *December* Next

The Court Adjourned To the Meeting of the Next Aſſembly

Teſt

Hen: Hartwell
Cl Con

Att a Meeting of the Governr and Councell The 9th *June* 1673

[ꝑſent]

SR *WM BERKELEY* Knt Governor &c *Tho: Ludwell* Secr Coll *Swann* Coll *Bacon* Coll *Beale Tho: Ballard* Eſqrs

Vpon the Complaint of Capt *John Rudd* Comander of the ſhipp *Hopewell* that Mr *Wheeler* did at the Court doore of *Charles Citty* County the Court then ſetting aſſault beate and Wound the Said *Rudd* which by Severall Evidences he hath Sufficiently ꝓved and was alſoe by *wheeler* Confeſſed before *Charles Citty* Court. *It is therefore orderd* that the ſaid *Wheeler* pay vnto the ſaid Capt *Rudd* Two Thouſand pound tobacco and Caske and Aske him forgiveneſs & pay all Coſts

Whereas Will a Runaway Negroe Suſpected to have Lett out of Priſon a Negroe Condemned the laſt Court and Confeſſeth that he did See the Negroe breake Looſe out of irons and did Attempt to breake out of the fore Doore of the Priſon and that he ſee a Negroe Breake Open the back doore and Lett the ſaid Negroe out of Priſon and further that he hath beene Twice in the Condemned Negroes Company. *It is therefore orderd* by this Court that the ſaid Negroe be Comitted to the Coñon Priſon of *James Citty* till further order & if the ſherriffe thinke fitt to take the ſaid Negroe *Will* along wth him for the better Diſcovery for finding the ſaid Condemned Negroe, but the ſherriffe to keepe him in priſon till further order

Att a Meeting of the Governor and Councell The 2d of *July* 1673

[ꝑſent]

SR *WM BERKELEY* Knt Governor &c *Tho: Ludwell* Secr Lt Coll *Parke Tho: Ballard* Eſqrs

It is orderd that *Will* a Negroe Slave to Mr *Robt Bryan* of *Gloſter* County who the 9th of *June* Laſt was Comitted to the ſherriffs Cuſtody as A Runaway Rogue and one that Confeſſed to have Seene the Late Condemned Negroe breake his Irons and Priſon and that after he See breaking Priſon to have bene Severall times in the ſaid Condemned Negroes Company *it is therefore ordrd* he Diſcharge his priſon and have to morrow morning A Good and well laid on whipping, and putt into the Conſtables hands of *James Citty* who is to Convey him to the Next Conſtable and Soe from Conſtable to Conſtable till he be Delivred to his ſaid maſter Mr *Bryan*, *And it is further orderd* that the ſaid *Bryan* pay vnto *ffra: Kirkman* high Sherriff of this County One Thouſand pound of tobacco and Caske for Charges & fees *als* ex

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[ꝑſent]

SR *WM BERKELEY* Knt Governor *Tho: Ludwell* Secr *Edward Diggs* Coll *Bacon* Coll *Parke* Eſqrs

It is orderd and Agreed on that Major Genll *Smith* Agent for *Virginia* in *England*, in the Governors name purchaſe at Soe reaſonable A Rate as he can all or Soe many Shares as he can of the ꝑprietors ꝑts or Chares of the Nothern Pattent of Land from the North ſide of *Rappahanock* River to *Potomacke* River.

At A Genll Court held at *James Citty* the 20th of *October* 1673

[p̄ſent]

SR *WM BERKELEY* Knt Governor &c. Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr *Edward Diggs* Coll *Bacon* Lt Coll *Parke* Eſqrs

The Court Entred

The 21th *October*

SR *WM BERKELEY* Knt Governor &c Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr *Edwd Diggs* Coll *Swann* Coll *Bacon* Lt Coll *Parke Tho: Ballard* Eſqrs

Collins p̄ Land

Mathew Collins hath order Granted him for three hundred and Seventy Acres of Land in *Chickahominy* formerly Granted to Mr *James Bray* & *Thomas Hancock* and by them Deſerted Entring Rights According to Cuſtome.

Kendall p̄ Land

The order of Six Thouſand Acres of Land that was Granted to Wm *Kendall* iunior and *Mary Kendall*, is at the Requeſt of Coll Wm *Kendall orderd* that they have A Pattent foı the Said Land in theire owne name. And that the fd Coll *Kendall* in Court Renders all his Right and title that he hath to the fd Land to his Said Children.

Wyatt & *Harriſon* p̄ Land

Vpon the Petic̄on of Mr *Nich Wyatt* & Mr *Wm Harriſon* iunior *It is orderd* that Coll *Tho: Liggon* and Mr *James Minge* Surveyors Survey their Land According to the Lawfull bound thereof, and what Surplus is found within the old bounds they to have a Grant thereof Entring Rights for the ſame, Every p̄ſon Conferned to have Lawfull Notice hereof

Laurence vs Buſtone

Mr *Richard Laurence* in Court makes Appeare that there is Due to him ſeven yeares Service from *John Buſtone* for his Running Away and other Charges, and the Said *Laurence* is Contented wth five yeares Service, *It is therefore orderd* that the Said *John Buſtone* Serve the Said *Laurence* five yeares After his time by Indenture is Expired

Ludwell p̄ Land

Lt Coll *Phillip Ludwell* hath order Granted for four hundred Acres of Land in *Horecocke* Swamp in *New Kent* County formerly Granted to *Gyles Rogers* and by the Said *Rogers* Sold And Aſſigned to *Walter Corradine* and for want of feateing by him Deſerted Rights Entred for the ſame

Governor *vs Eggleſtone*

Whereas Benjamin Eggleſtone of *James Citty* County hath moſt p̄ſumtuouſly and impudently intrenched vpon the p̄rogative and abuſed the Authority of the Right Honoble the Governor, *It is therefore orderd* that the Sherriffe of *James Citty* take him into Cuſtody and that he be Publiquely at *James Citty* and have Thirty Nine Laſhes, vleſs he forthwith Give Good Security to the Said Sherriffe for payment of Three Thouſand pounds of tobb and Caske to be Diſpoſed of for buying of Armes for this Country and that *Eggleſtone* pay Coſts Suite

Governor abſent,

Afternoone

Afternoone

[p̄ſent]

GOVERNOR S^r *Hen: Chicheley* Kn^t *Tho: Ludwell* Secr *Edward Diggs* Co^ll *Swann* Co^ll *Bacon* L^t Co^ll *Parke Tho: Ballard* Eſq^rs

Kirkman p̄ Land — M^r *ffrancis Kirkman* hath order Granted for Two hundred Acres of Land in *Hampton* p̄iſh form^rly Granted to *Lidia Webſter* and ſince to *Nich: Bond* and ſince to *John Baskervile* and by him Deſerted Entring Rights According to Cuſtome

Hayes vs Thorogood — The Differrence Betweene *Owen Hayes* P^lt and L^t Co^ll *Adam Thorogood* Defd^t about Land. *It is ord^r'd* that the order of *Lower Norfolk* County Court be Confirmed and *Hayes* Pay Coſts ſute

Clarke vs Parke — Vpon the Peticon of *Richard Clarke It is ord^r'd* that *Thomas Whaley* and *Rob^t Cobb* Veiw L^t Co^ll *Daniell Parke* his fence and Report thereof to the next Gen^ll Court

Baugh vs ffarrell — The Differrence Betweene *Jn^o Baugh* and *John ffarrell* about a Certaine Tract of Land in the Poſſeſſion of *William Loveden. It is ord^r'd* that the Said *John Baugh* have Poſſeſſion of one moiety or halfe p̄t of the ſaid Land he paying his ſhare of the Charges for Recovery of the ſaid Land and the Eſcheate

Lightfoote vs Deane — Cap^t *Phillip Lightfoote* Non ſuites *Ralph Deane* he not Appeareing to p̄ſecute his accon. *It is Therefore ord^r'd* the ſaid *Deane* pay Damage According to Act w^th Coſts

Lightfoote vs Sherrif — *Whereas* Cap^t *Phillip Lightfoote* had a Writt Directed to the Sherriffe of *James Citty* County for the Arreſting of *Ralph Deane* who was Accordingly Arreſted an noe ſecurity Returned *Judgment is therefore Granted* the ſaid *Lightfoote* Againſt the ſaid Sherriffe for what he ſhall make Appeare Juſtly Due the Next Court if he then Cauſe not the ſaid *Deane to* Appeare

Majo^r p̄ Land — *W^m Major* hath order granted to take vp and Pattent one hundred and fifty Acres of Land or thereabouts in *Hampton* p̄iſh formerly Granted to *W^m Townſend* and for want of ſeateing by him Deſerted Entring Rights According to Cuſtome

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The 22^nd *October* 1673

[p̄ſent]

GOVERNOR *Tho: Ludwell* Secr *Edward Diggs* Co^ll *Swan* Co^ll *Bacon* Co^ll *Beale* L^t Co^ll *Parke Tho: Ballard* Eſq^rs

Kendall p̄ Land — *John Kendall* hath order Granted him for two hundred Acres of Land in *Accomack* form^rly taken vp by Co^ll *W^m Kendall* & for want of Seateing by him Deſerted Entring Rights According to Cuſtome

Rayner vs Benford — *W^m Rayner* Servant to One *Simon Benford, It is the opinion of this Court* that the Said *Rayner* is free. *It is Therefore ord^r'd* the ſaid *Simon Benford* forthwith pay vnto the ſaid *Rayner* Corne and Clothes According to the Cuſtome of the Country & that the ſaid *Benford* pay to the ſaid *Rayner* one hundred & ffifty pounds of to^bo for his Charges, w^th Coſts

Whittington vs Mills exit ex Corp — *W^m Whittington* of *Accomack* Non ſuites *James Mills* noe Declaracon being Entred, *It is therefore ord^r'd* the ſaid *mills* pay Coſts and Damages According to Act

Wallop

Wallop vs Mills exit ex corp

John Wallop Non ſuites *James Mills* noe Declaracõn being Entred *It is therefore orderd* the ſaid *Mills* pays Coſts and Damages According to Act

M^rs *Jeñings vs Clayton*

Whereas M^rs *Katherine Jennings* Admtrix of Co^ll *Peter Jennings* Decd had a writt Directed to the Sherriffe of *Northumberland* County for the Arreſting of *James Gaylord* who was Accordingly Arreſted & M^r *James Clayton* Returned Security *Judgm^t is therefore Granted* the ſaid M^rs *Jennings* Againſt M^r *James Clayton* Security for *James Gaylord* (he not Appeareing) for what ſhe ſhall make Appeare Juſtly Due the next Court in Caſe he then Cauſe not not the ſaid *Gaylord* to Appeare

ffoxcraft vs Newell

Judgment is Granted *Iſaac ffoxcraft* Againſt the Adm̃trix of *Johna: Newell* for payment of of Twenty one pound & fifteene Shilling *ſterl*, being p̃tly by p̃teſted bills of Exchange to be paid out of the Said *Newell*s Eſtate according to Priority w^th Coſts and Damages According to Law

Jordane vs Page

Judgment is Granted L^t Co^ll *Geo: Jordane* Executo^r of M^r *Thomas Hunt* Againſt M^r *John Page* Extr of M^r *Mathew Page* for Payment of Seven hundred pounds of to^bo and Caske w^th Coſt being in ballance of bills and Accompts

Warkman vs Gardner

The Differrence Betweene M^r *Robert Warkeman* Attorney of *Stephen Procter* and *Martin Gardner* is to Co^ll *Smith* & M^r *John Page* to Examine & Audite the Accompts Betweene them and make Report thereof to this Court

Page vs Newell

The Differrence Betweene M^r *John Page* Extr of *Math Page* M^rs *Eliz: Newell* Admtrix of *Johna: Newell* is Refferred to y^e next Gen^ll Court where the Adm̃trix is to bring *Gill*

Afternoone

[p̃ſent]

GOVERNO^R S^r *Henry Chicheley* Kn^t *Tho: Ludwell* Sec̃r *Edward Diggs* L^t Co^ll *Parke Tho: Ballard* Eſq^rs

Baugh vs ffarrell

It is orde^rd that *John ffarrell* Draw up his Accompt Againſt *Jn: Baugh* that the ſaid *Baugh* may know his p̃t of the Charges for the Land that y^e ſaid *Baugh* Recovered of *Jn^o ffarrell*, on *munday* morning Next

Saffin vs Sherr . . .

The order that *John Saffin* had the Laſt Gen^ll Court Againſt the Sherriffe of *Northumberland* County for the non Appeareance of *Richard Thompſon* (he being Returned Arreſted and noe Security taken) for payment of ffour Thouſand one hundred forty four pounds of tobacco and Caske is Now Confirmed by Reaſon the Said *Thompſon* not Appeareing This Court *It is therefore orde^rd* the ſaid Sherriffe pay the ſome of ffour Thouſand one hundred forty four pounds of to^bo & Caske w^th Coſts and Damages According to Act

Jordane vs Collier

The order that L^t Co^ll *Geo: Jordane* Attorney of *Henry Waller* Obtained againſt M^r *W^m Collier* in *September* 1671 for ffifty pound five Shillings and three pence is Now Renewed, *It is therefore orde^rd* that the ſaid M^r *W^m Collier* pay the ſaid Soñe w^th Coſt ſute *als* ex

Hetherfall vs Seywell

The Differrence Betweene M^r *John Hetherfall* & *Tho: Seywell* is Refferred to the 3^d Day of the next Gen^ll Court

Warckman

Warckman vs Gardner — The Differrence Betweene Mr *Robert Warckman* Attorney of *Stephen Procter* and *Martin Gardner* about A Debt Due from the Said *Gardner* to *Procter* to One hundred & Six pounds Eight ſhillings & Three pence is Refferred till this time Twelve month when *Gardner* is to give A Juſt Accompt of the p̄duce of the Goods ſould for ye ſaid *Procter*

Warckman vs Newell — Judgment is Granted *Robert Warckeman* Attorney of Mr *Theo: Chadwell* Againſt the Adminiſtratrix of *Johna: Newell* for payment of Ninety pound *Sterling* to be paid out of the ſaid *Newell* Eſtate According to Priority with Coſts But vpon the Reaſonable motion of the Admitrix of the ſaid *Newell: It is orderd* that this order be ſuſpended vntill Mr *Tho: Chadwell* of *London* make Oth that he hath Received noe p̄t nor p̄cell of the ſaid Debt, Noe Judgment after this is to take place before this

Sherman vs Knowles — *It is orderd* that the order of Tenn Thouſand pounds of toᵇo obtained in *Henrico* County Cout by Mr *John Knowles* Againſt *Henry Sherman* for A fine About Indians be made Void

Epes vs Jordane — Judgment is Granted Mr *ffrancis Epes* on the Behalfe of *Thomas Sandes* and Company, Againſt Lt Colᴸ *George Jordane* Extr of *Tho: Hunt* for Payment of Two Thouſand Eight hundred pounds toᵇo and Caske wᵗʰ Coſts to be paid out of the ſaid *Hunts* Eſtate

Needles vs Strange — The Differrence Betweene Mr *John Needles* Plᵗ and *Thomas Strange* Defdᵗ is Diſmiſt.

Cowles vs Moryſon — Judgment is Granted Mr *Edmond Cowles* Againſt Lt Colᴸ *Ch: Moryſon* Attorney of Mr *Wm Marſhall* for Payment of Two hoggsheads of *Muſcovado* Sugar Conteying Neate Sixteene hundred & twelve pound & one Punching of Rum Conteyning Eighty Six gallons, one Punching of mallaſus Conteying Eighty five gallons. Two Drie hᵇds for ſugar two little Punchings for Rum & mallufus wᶜʰ Accoᵗ was p̄hibited in Court & is to be paid According to Articles, wᵗʰ Coſts Sute

Hetherfall vs Watkins — *John Hetherfall* Non Suites *Phillip Watkins* he not Appeareing to p̄ſecute. *It is therefore orderd* the ſaid *Watkins* Pay Coſts & Damages According to Act

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The 23d *October* 1673

[p̄ſent]

GOVERNOR *Tho: Ludwell* Secr *Edward Diggs Hen Corbyn* Colᴸ *Beale* Lt Colᴸ *Parke* Eſqrᵉ

Vdall vs Hartly — The Differrence Betweene *Tho: Vdall* Plᵗ & *Tho: Hartly* Defdᵗ about A Mare is Refferred to A Jury of the neighbourhood who are to Examin the Differrence and make Report thereof to the Next Genᴸ Court, the Mare to be brought before the Jury.

Afternoone

[p̄ſent]

GOVERNOR *Tho: Ludwell* Secr *Edwd Diggs Hen: Corbyn* Lt Colᴸ *Parke* Eſqrᵉ

Smith vs Pate — The Differrence Betweene Mr *Laurence Smith* on behalfe of the orphants of *Robert Colefero* & Mr *Tho: Pate* about Land was Refferred

Refferred to Cap^{t} *Robert Beverly* and M^{r} *Geo: Morrice* Surveyo^{rs} to Survey and Lay out the Said Land in Differrence which is Accordingly Done, *It is therefore orde^{r}d* the faid Survey be Confirmed and *Tho: Pate* pay Cofts

Pate vs Charltone

The Differrence Betweene M^{r} *Thomas Pate* and *Chriftopher Charltone* vppon An Appeale from *Glouſter* Court to the Laſt Gen^{ll} Court about the Said *Charltones* ffreedome and Refferred to this Court where *it is orde^{r}d* that the Said *Charltone* Serve Six yeare from his first Comeing into this Country According to Agreement And that the Said *Pate* be Satisfied by Service from the Said *Charltone* for his Abſence from his Said Maſter

ffrom which Judgment the Said *Charltone* Appeales to this Affembly

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The 24th *octobr*

[Present]

GOVERNO^{R} *Tho: Ludwell* Secr *Edw^{d} Diggs* Co^{ll} *Bacon Hen: Corbyn* Co^{ll} *Beale* L^{t} Co^{ll} *Parke Tho: Ballard* Eſq^{rs}

Buſhrod vs Newell

Judgment is Granted M^{r} *Tho: Buſhrod* Againſt the eſtate of M^{r} *Johna: Newell* Dec^{d} for payment of fifteene pounds Three Shilling & Six pence to be paid According to Priority. It being a bill of Exchange Drawne by the Said *Newell* on M^{r} *Richards* and by him Prteſted, wth Cofts and Damages According to Act wth Cofts ſute

Buſhrod vs Lloyd

The Differrence Betweene M^{r} *Tho: Buſhrode* and M^{r} *W^{m} Lloyd* is Refferred to the Next Gen^{ll} Court

Woodward vs Norfworthy

The Differrence Betweene M^{r} *Tho: Woodward* and M^{r} *Tho: Norfworthy* is Refferred to the 3^{d} Day of the next Gen^{ll} Court

Lancaſter vs Norfworthy

It is orde^{r}d that *John Lancaſter* Servant to M^{r} *Norfworth.* Vpon his Complaint of Abuſe with Noe fault Committed be by the Juſtices of the *Iſle of Wight* County ſould from his ſaid maſter

Perforce vs Woolf

Abraham Perforce Peticoñing to this Court for a Confirmacon of a Deed made to him by *W^{m} Woolf* for A Prcell of Land, and the ſaid *Woolf* being Runn away. *It is therefore orde^{r}d* the Aſſignm^{t} of the ſaid Land be Confirmed

Scarfbrooke vs Wild

The order of the Laſt Court about the Laying out of Land in Differrence Betweene Majo^{r} *John Scarfbrooke* Atto of M^{r} *Rob^{t} Bullocke* & M^{r} *Daniell Wild* is Still Continued and Report to be mad to the 3^{d} Day of the next Gen^{ll} Court M^{r} *Wild* to have Lawfull Notice of this order

Winn vs ffoxall

Whereas Joſpher Winn had A Writt Directed to the Sherriffe of *Rappahanock* County for the Arrefting of *Peter Ould* who was Accordingly Arrefted (and he not Appeareing) and M^{r} *John ffoxall* Returned Security. *Judgment is therefore Granted* the ſaid *Joſpher Winn* Againſt the ſaid *John ffoxall* for what he Shall make Appeare Juſtly Due the next Court in Caſe he Cauſe not the ſaid *Ould* then to Appeare

Bray vs Vaynes

The Differrence Betweene M^{r} *Plomer Bray* and M^{r} *Jn^{o} Vaynes* vppon an Appeale from *Lower Norfolke* County Court is Refferred to the ſaid Court to be Ended by a full Court

[Present]

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley* Knt *Edwd Diggs* Coll *Bacon Hen: Corbyn* Coll *Beale* Lt Coll *Parke Tho: Ballard* Eſqrs

Accomack indians about Ld

It is orderd that the Surveyor of *Accomack* Lay out the Six hundred & fifty Acres of Land Belonging to *Chingoskin* Indians, and if it is found that *Thomas Harmonſon* hath runn wthin theire bounds the Indians to have Poſſeſſion and *Harmonſon* to be Turned out

Holt vs Ogell

Randall Holt Nofuites *Eliz: Ogell* ſhe not Appeareing to ꝑſecute her accon *It is therefore orderd* She pay Damages According to Act wth Coſts

Sentence of Death vppon Wm *Lightly*

Wm *Lightly* Indited and tryed for his Life for murdering *James Cannady* and *Ann* his wife Yeſterday the Grand Jury Brought in theire Virdict *billa Vera.* then a Jury of Life and Death was Impannelled, who now bring in their Virdict Guilty. vpon which Virdict Sentance of Death paſt Againſt the Said Wm *Lightly* to be hanged by the Neck vntill he be Dead on *Monday* in the Afternoone Next

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The 25th *Octobr* 1673

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr *Edwd Diggs* Coll *Bacon Hen: Corbyn* Coll *Beale* Lt Coll *Parke Tho: Ballard* Eſqrs

Smith vs Cheeſeman

The Differrence Betweene Lt Coll *John Smith* Attorney of Mr *Richd Tyler* of *London*, and Mr *Edmd Cheeſeman* about Certaine tracts of Land in *Glouſter* County. *It is orderd* that the Said tracts of Land be Confirmed to the ſaid Mr *Tyler* According to the Cuſtome of the Curteſie of *England* and that the Said *Cheeſeman* pay Court Charges

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The 27th *Octobr* 1673

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr *Edwd Diggs Hen: Corbyn Tho: Ballard* Eſqrs

Pitt vs Earneſt

In the Differrence of Land Betweene Coll *Robert Pitt* Plt and Wm *Earneſt* Defdt and Coll *Joſeph Bridger* Apeareing for the Said *Earneſt* & ꝑtending A Right to the Said Land, It is Refrd to An Able Jury of the neighbourhood and Surveyor who According to ſuch Evidences as Shall be ꝑduced, and haveing Refferrence to the Pattents and ye Platt Dated in 1643 of the ſaid Land in differrence are to Lay out the Said Land Late of Capt *Virton* According to ꝑceedency of Grant and According to the Ancient Reputed bounds of the ſaid Pattent and Platt and to Returne theire ꝑceedings therein to the Next Genll Court.

From which Judgmt Coll *Robt Pitt* Appeales to this Aſſembly

Ordr ꝑ ye Clergy to meete next Aſſembly [3]

Vpon the Peticon of Mr *Edwd ffolliot* and Severall other Clergymen. *It is orderd* that all thoſe that are of the Clergy make theire ꝑſonall Appearcance at *James Citty* at the next Genll Court, all Excuſes Laid Aſide Sickneſs only Excepted

Afternoone

[3] This should be, probably, General Court rather than Assembly, as it is General Court in the text.

Afternoone

[p̄ſent]

GOVERNOR *Tho: Ludwell* Secr *Edwd Diggs* Coll *Bacon Hen: Corbyn Tho Ballard* Eſqre

ffarrar vs Sherriffe — *Whereas* Mr *Wm ffarrar* had a Writt Directed to the Sherriffe of *Warwick* County for the Arreſting of of Mr *Richd Whittaker* who was Accordingly Arreſted and Noe Security Returned and he not Appeareing, Judgment is therefore Granted the Said Mr *ffarrar* Agt the Sherriffe for what he Shall make appeare Juſtly Due the next Court in Cauſe [caſe] he Cauſe not the Said *Whittaker* then to Appeare

Peirce vs Norton — The Differrence Betweene *Jeremiah Peirce* and *Hen: Norton* about Land Now in the ſaid *Nortons* Poſſeſſion. *It is ordered* that the ſaid *Peirce* be Poſſeſſed of the Said Land According to the Will of his father and the Sherriffe of *Warwick* County put the Said *Peirce* into Poſſeſſion, *& it is further ordr'd* yt the ſaid *Norton* Live vppon ye Said Land this yeare, & ye Said *Norton* is to Comitte noe Treſpaſte nor waſt vppon ye ſaid Land, and that *Norton* pay Coſts

ordr *vs Hull* — *It is ordr'd* that Lt Coll *John Hull* Shew Cauſe to this Court or the next why he Diſturbeth his neighbour and in the meane time they to have Poſſeſſion of theire Severall Lands

Moore vs Light — *Whereas Andrew Moore* A Servant Negro to Mr *Geo: Light* Doth in Court make Appeare by Severall othes that he Come into this County but for five yeare, *It is Thereof ordr'd* that the Said *Moore* bee free from his ſaid maſter, and that the Said Mr *Light* pay him Corne and Clothes According to the cuſtome of the Country and ffour hundred Pounds tobo & Caske for his ſervice Done him Since he was free, and pay Coſts

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The 28th *Octobr* 1673

[p̄ſent]

GOVERNOR Coll *Bacon Hen: Corbyn* Lt Coll *Beale Tho: Ballard* Eſqre

Mrs *Randolphs* ordr to ſettle her Huſbands Eſtate — Mrs *Judith Randolph* hath Twelve monthes time Granted her from her Huſband Mr *Hen: Randolphs* Death, to Settle his eſtate before Shee p̄ceed to pay Any of the Debts Due from ye Said Mr *Randolph*

Mathewes vs Taloe — Mr *Mathewes* Nonſuites Mr *Taloe* Noe Cauſe of Accon being found. *It is Therefore ordr'd* he pay Coſts and Damages According to Act wth Coſts, Capt *Robt Beverly* Security for Paymt of the Same

Greene vs Bland — The Differrence Betweene Mr *Roger Greene* and Mrs *Bland* about Mr *Holmwoods* Eſtate is Refferred to Mr *James Biſſe* Mr *Daniell Clarke* Mr *John Stith* & *Wm Duke* to Audite and Examine the Accots Betweene them and make A finall End of this Differrence, which is to be Done the 10th *Decembr* next

Whereas William Vales ſervant to Mr *Walter Whittaker* Did Runaway by his Owne Confeſſion fifty four Daies and tooke wth him a Boate of Mr *Wm Dudleys*, and Divers Goods Belonging to his

his maſter to the value of Eighteene hundred & ffifty pounds of to^bo Coſt his ſaid maſter One Thouſand pounds to^bo for taking him vp and Bringing him home. *It is therefore orde^rd* that the Said *W^m Vales* Serve Accordíng to Act of Aſſembly in Such Caſes

Leviſtone vs Auſtin Exit ex Cor̃p

The Differrence Betweene M^r *W^m Leviſtone* and M^r *Sam^ll Auſtin* vppon an Appeale from *Glouſter* Court, *It is orde^rd* that the order of *Glouſter* Court be Confirmed and that the Said M^r *Auſtin* Pay Coſts and Dammages According to Act of Aſſembly in Caſe of Appeales

ffitzherbet vs Alexander

In the Differrence of Land Betweene M^r *John ffitzherbet* and Cap^t *Ju^o Alexander*. It is the Opinion of this Court that the title of the Land belongs to M^r *ffitzherbet It is therefore orde^rd* that the Sherriffe of *Stafford* County put the ſaid *ffitzherbet* into Poſſeſſion of the Said Land, and that Cap^t *Alexander* be paid his Reaſonable Charge for building and Cleareing vppon the Said Land before the firſt Commencem^t of this Sute as Shall be judged by a Jury of the Neighbourhood, & *Alexander* pay Coſts *als* ex

Jerman p̃ Land

William Jerman hath order Granted to Pattent Three hundred Acres of Land in the County of *Accomack* Lying at *Moſſongo* Creeke formerly Pattented by M^r *Curtis* and for want of Seateing by him Deſerted Entring Rights Accordíng to Cuſtome

Low p̃ Land

Thomas Low hath order Granted to Survey his Land in *Middleſex* County and what Surplus Waſt or King Land is found w^thin the old bound or Adjoyning to it he to have A Grant thereof Entring Rights Accordíng to Cuſtome, Not Injuring any p̃ceeding Grant

Cutler vs Ozborne

Elinor Cutler Servant to *Thomas Hancock* Jr by this Court Court jud^gd free By Reaſon the Said *Hancock* hath not p̃formed his p̃t of the Agreement made Betweene them & *Hancock* pay Coſts

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Afternoone

[p̃ſent]

GOVERNO^R Majo^r Gen^ll *Bennett* Co^ll *Swann* Co^ll *Bacon Hen: Corbyn* Co^ll *Beale* L^t Co^ll *Parke Tho: Ballard* Eſq^rs

Wattles vs Slader

John Wattles Extr of *John Burth* Dec^d Nonſuits *Mathew Slader. It is therefore orde^rd* that the ſaid *Slader* pay Damages Accordíng to Act w^th Coſts

Blayton vs Ozborne

The Cauſe Depending Betweene *Thomas Blayton* P^lt and *Elias Ozborne* Defd^t vppon Appeale is Refferred Back to the County Court of *Charles Citty* to be tryed by an Able Jury and there to be Ended

Weekes vs James

It is the Opinion of this Court that *Rob^t Weekes* hath no Cauſe of Acc̃on Againſt M^r *Rich^d James* about *Holder It is therefore orde^rd* the ſaid *Weekes* pay Damages Accordíng to Act w^th Coſts, but at the Requeſt of the ſaid *Weekes* is Refferred to the Conſideration of the Aſſembly

Poole vs Minge

The Difference Betweene *Ralph Poole* and M^r *James Minge* vppon an Appeale from *Charles Citty* County Court is Refferred back to *Charles Citty* County Court to be Determined

Wormely p̃ Land

L^t Co^ll *Chriſtopher Wormely* hath order Granted to Survey ffourteene hundred Acres of Land in *Rappahanock* County and M^r *W^m Moſeley* Appointed to Survey the ſame

Walton

Walton p̄ Land

Wm Walton hath order Granted for four hundred Acres of Land in *Accomack* County one the Weſtern Iſland formerly Pattented by Mr *Ambroſe White* and for want of Seateing by him Deſerted Entring Rights According to Cuſtome

Whitehaire vs Newell

In the Difference Betweene Mr *Robt Whitehaire* Attorney of Mr *Spencer Piggott* and Mrs *Eliz: Newell* Admr̃trix of *Johna: Newell* Decd about a Debt Due from the ſaid *Newell* to Mr *Piggott* Amounting to two hundred Sixty ſeven pound three ſhilling and ſeven pence *ſterl* is Refferred to the Next Court held for *Yorke* County to be Ended, noe Judgment After this is to Take Place before this

Potter vs Newell

The Difference Betweene Lt Coll *Potter* and Mrs *Eliz: Newell* Admtrix of *Johna Newell* Decd is Refferred to the third Day next Genll Court

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The 29th *Octobr* 1673

[p̄ſent]

GOVERNOR Majr Genll *Bennett Hen: Corbyn* Coll *Beale* Lt Coll *Parke Tho: Ballard* Eſqrs

*Wallop*s Rights made vſe of [4]

Certificate is Granted to *John Wallop* for Tranſportation of *Thomas Winch Samuell Palmer, Will Beverly, Hen Plundell oliver ozborne ffra: Taylor, James Cotton John Role Robt Crampton John Ventris Ja: Eveling John Low, Richd How Hen: Bamton, Tho: Wankling Will Kub, Tho: Kent & Mary Pitthouſe,* into this Colony

Scarbrough for Land

Mr *Charles Scarbrough* hath order Granted to New Pattent two thouſand one hundred Acres of Land formrly Granted to his ffather and by his ffather Given to the ſaid *Charles Scarbrough* and by him Pattented but for Want of ſeating by him Deſerted, the Rights that Belongs to the formr Pattent to ſerve for this By Reaſon It was by miſtake of the ſaid Mr *Scarbrough* ſeated without the Bound of his ſaid Pattent

Cutbert Potter vs Ambroſe Clare Exit Ex Corp

Judgment is Granted Coll *Cut: Potter* Againſt Mr *Ambroſe Clare* for payment of four Thouſand two hundred pounds pounds tobo and Caske wth Coſts

Pitt vs Godwin

Whereas It Appeares to this Court that the Differrence Betweene Coll *Robt Pitt* and Capt *Tho: Godwin* about Land was long ſince Determined. *It is Therefore ordr'd* the Sute be diſmiſt, and Coll *Pitt* Pay Coſts

Senior vs Thompſon

In the Differrence Betweene *Tho: Senior* and Mr *Wm Thompſon* about A Leaſe of A Plantacon Lett from the fd *Senior* to *Thompſon* It is Refferred to An able Jury of the Neighbourhood to Veiw The Houſes and Plantacon, and Enquire into the Damages Done by the Said Mr *Thompſon.* and wheither the Houſes were Blowne Downe by the Great Guſt or not and what Houſes Mr *Thompſon* hath Errected, and wherein he hath failed in p̄formeing his Covenant in the Leaſe, haveing Reſpect to what Condicon the Houſes and Plantacon were in when Mr *Senior* firſt Came thereon, and make Report thereof to the firſt Day of the Next Genll Court for Judgment

Gardiner

[4] This is probably a note made by the clerk in looking over the book some time after the entry was made and when the land had been actually patented.

Gardiner vs Hull — In the Differrence Betweene Mr *Martin Gardiner* Guardian to Mr *Tylers* Orpts and others Plt and Lt Coll *John Hull* Defdt about Land It is Refferred to A Jury of the neighbourhood and Mr *Robt Beverly* Surveyor to furvey and Lay out the faid Land According to Coll *Hulls* Pattent, and that the faid Jury Enquire into all Evidences and Claimes made by Any ꝑties and make Report to the firft Day of the next Genll Court

Procter vs Sherr — *Whereas* Mr *Geo: Procter* had A Writt Directed to the Sherriffe of *Henrico* County for the Arrefting of *John Puckett* who was Accordingly Arrefted, and he not Appeareing and Noe Security Returned, *Judgment is therefore Granted* the faid Mr *Procter* Againft the Sherriffe for payment of Two Thoufand pounds toho and Caske, in Cafe he Caufe not the faid *Puckett* to Appeare the Next Court

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Afternoone

[ꝑfent]

GOVERNOR Major Genll *Bennett* Coll *Swann* Coll *Bacon Hen Corbyn* Coll *Beale* Lt Coll *Parke Tho: Ballard* Efqrs

Warckeman vs Newell — Judgment is Granted Mr *Robt Warckman* Attorney of Mr *Stephen Procter* Againft Mrs *Eliz: Newell* Admtrix of *Johna. Newell* Decd for payment of Two hundred Sixty nine pound Seven fhilling, It being A Debt from the faid *Newell* to Mr *Procter* wth Cofts and intreft, to be paid out of the faid *Newells* Eftate According to Priority

Swayne vs Bray — The Differrence Betweene Mr *Plumer Bray* & *Jno Swayne* vppon an Appeale from *Lower Norfolke* County Court, *It is ordꝛd* that the order of that Court be Confirmed and Mr *Bray* pay Cofts and Damages According to Act

Wheeler vs Minge — The Differrence Betweene Mr *Nevett Wheeler* Guardian to *Tho Bird* and Mr *James Minge* vppon an Appeale from *Charles Citty* County Court, *It is ordꝛd* the order of that Court be Confirmed and Mr *Ja: Minge* pay Damages According to Act wth Cofts

Porter ꝑ Rights — Certificate is Granted to *Jno Porter* for Tranſportacõn of *Cha: Grundy Jno Stroud Ann ffifher Jno Mueden Patrick Kyle Ann Clarke Charles Bluin Jno Pearfe* & *Cor: Mackenney* into this Colony, made uſe of [5]

Bird vs Page — The Differrence Betweene *Jno Bird* Plt and Mr *Jno Page* Extr of Mr *Math: Page* Defdt is Refferred to A Jury

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30th *Octobr* 1673

[ꝑfent]

GOVERNOR Sr *Hen: Chicheley* Major Genll *Bennett* Coll *Nath: Bacon Hen: Corbyn* Coll *Beale* Lt Coll *Parke Tho: Ballard* Efqrs

Manering vs Jones — The Differrence Betweene *Steph Manering* and *Geo: Jones* vpon an Appeale from *Rappã* Court is Refferred to the 3d Day of next Genll Court.

Hatcher vs Carter — In the Differrence of Land Betweene *Wm Hatcher* on his behalf and on the Behalfe of the orpts of *Wm Hutchenſon* Plt and Lt Coll *Jno Carter* Deft It is Refferred to An Able Jury of the neighborhood and

[5] See Note 4

and Mr *Mofeley* Surveyor to Survey and Lay out the ſaid Land According to the Survey of Coll *Mathewes* and if noe Survey & Lines of marked trees be found then to Lay it out According to Coll *Mathewes* his Pattent Dated ye 1ſt of *Auguſt* 1643. And if they find that the Said *Hatchers* five Hundred acres of Land and the Said *Hutchenſons* three Hundred Acres of Land be within Coll *Mathewes* Survey or Pattent they are Accordingly to make Report thereof the 3d Day of the next Genll Court for Judgment

By Order of the Governor and Councell It is Added that the County Court Appoint An Able Jury to be wth the Surveyor above orderd

Tomkins ꝑ Land

Hannah Tomkins hath Order Granted to take vp And Pattent what Land is adjoyning to hers in *Gloufter* County Entring Rights according to cuſtome

Greene vs Bland

Vpon the Petiĉon of *Roger Greene* for payment of his Claime from the Eſtate of Mr *John Holmwood* Decd. *It is the Judgmt of this Court* that Eight Thouſand four Hundred Twenty one pounds of Tobo and Caske for which he had an order the 25th *Nobr* 1671 be paid out of the Decedents Eſtate firſt and next after funeral Charges Rent bills and Bonds vnder hand and Seale due at the time of The ſaid *Holmwoods* Death. And before Mrs *Bland* be Satisfied any ꝑt of hir Claime by the ꝑtended Copartnerſhipp Betweene hir Late Huſband and the Said *Holmwood.* And that the ſaid *Greene* have his Choice from the Decedents bills or other Eſtate for Satisfaĉon of the Said Eight Thouſand four hundred twenty one pound of tobo after Satisfaĉon of the Debts Above menĉoned. Which Explanaĉon of the above menĉoned order is made for the Auditors better ꝓceedings at their meeting the 30th *Xber* Next *als* ex.

Potter vs Waad
Exit ẽx Coŕp

Judgment is Granted Lt Coll *Cutbert Porter* Againſt Mr *Edwd Waad* for paymt of Two Thouſand one Hundred & Thirty pounds of tobo & Caske with Coſts.

31th *October* 1673

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley Tho: Ludwell* Secr *Edwd Diggs* Major Genll *Bennett* Coll *Swann* Coll *Bacon Hen: Corbyn* Coll *Beale* Eſqrs

Hicelde vs Reade

Whereas John Hicelde bound himſelf to Mr *Wm Read* for two years tenn months but the Agreemt not ꝑformed by The Mr *Reade. It is therefore order* the ſaid *Hicelde* be free.

Bird vs Page

Whereas the Differrence Betweene *John Bird* Plt and Mr *John Page* Extr of *Math Page* Decd. Defdt was Refferred to A Jury who have brought in theire Virdt that they find for the Plantiff five Thouſand pounds of tobo and Caske Damages. *The Court Doth Confirme the ſaid Virdiĉt And order* that Mr *John Page* Extr of *Math. Page* Decd pay the ſaid Some wth Coſts.

From which Judgment Mr *Jne Page* Appeales to the Next Aſſembly.

Nancemond ꝑiſh for Land

Vpon Petiĉon of Divers Inhabitants of the Lower ꝑiſh of *Nancemond* County for ſwamp Land in the Said Countie bounding vppon their Severall Plantaĉons. *It is ordered* that Every owne of them have an Equall Share of the ſaid Swamp but not to be Pattent till further order of this Court by any ꝑſon whatſoever.

Marble

Marble p̄ Land

Geo: Marble hath order Granted to take vp what waſt is Adjoyning to his houſe in *James Citty* not p̄judicing Any formr Grant.

Cole p̄ Land

Vpon the Peticon of Coll *Willm Cole* ffor that their was a miſtake in a former Survey made *It is ordered* that Mr *Robert Beverly* Surveyor Survey his Thirteen Hundred & fifty Acres of Land in *Warwick* County According to the true Intent and meaning of his pattent not Regarding the former Amiſs made Survey but According to the true and Ancient bounds thereof as he ſhall be Guided by the Pattent and make Report the next Genll Court Genll Court to be Confirmed all p̄ſons that Give any Intelligence to be p̄ſent together wth all p̄ſons Concerned.

The 3d *Novbr* 1673

[p̄ſent]

GOVERNOR Sr *Hen: Chicheley Tho: Ludwell* Secr *Edwd Diggs Hen: Corbyn Tho: Ballard* Eſqrs

Wallop vs Cuſtis Exit ex *Corp.*

John Wallop Nonſuites Mr *John Cuſtis* he not Appeareing to p̄ſente his ſute Againſt the ſaid *Wallop It is therefore orderd* the ſaid Mr *Cuſtis* pay Damages According to Act wth Coſts.

Ellis p̄ Land

John Ellis hath order Granted to Pattent one Hundred Acres of Land in *Nancemond* County adjoyning to his Land and the Land of *John Battle* Entring Rights According to Cuſtome.

Bowler vs Leiſter

Whereas Mr *Tho: Bowler* had an order Againſt the Sheriffe of *Northumberland* County the laſt Court for the Non Appeareance of *Robert Jones* he being Returned Arreſted and Noe Security taken for Payment of One Thouſand Seven Hundred fifty ſix pounds of tobo and Caske, And the ſaid *Jones* not Appeareing this Court *It is Therefore orderd* that Mr *Edward Leiſter* Late Sherriffe of the ſaid County pay the ſaid ſome of One Thouſand Seven Hundred fifty ſix pound of tobo and Caske wth Coſts of ſute *als* ex.

Hixon vs Reeves

Whereas the Laſt Genll Court Capt *Robert Beverly* was Added to Aſſiſt A Jury to Enquire into the bounds of Land and fforceable Entry in Differrence Betweene *Tho: Hixon* and *Geo: Reeves* and make Report to *Middleſex* Court. *It is orderd* the order of the Laſt be Continued and they to p̄ceed to Enquire into the bounds and forceable Entry Betwixt this and the Laſt of *Nobr* and to make Report to the Next Court held for *middleſex* County

Taloe vs Garland

Whereas the Differrence Betweene *Peter Garland* and *James Taloe* at the *Iſle of Wight* County Court in *Aprill* was Refferred to A Jury And the ſaid *Garland* Appealeing to this Court where *It is orderd* that the Juries Virdict be Confirmed And *Garland* pay Coſts And Damages According to Act in Caſe of Appeles

Garland vs Taloe

The Differrence Betweene *Peter Garland* And *James Taloe* is Refferred to the third Day of the next Genll Court by Conſent

ffoſter vs Goffe

Whereas by A former order of this Court *Richd Longman* as Attorney of Capt *Phillip ffoſter*, Obteined Judgmt Againſt the Eſtate of of *Jne Goffe* for payment of thirty pound *ſterling* wth Coſts *And Whereas* Execucon hath iſſued out and Returne made by the Sherriffe of *New Kent* County that their is noe Eſtate in the ſaid County but A p̄cell of Land, *It is* (vpon the Peticon of the ſaid *Longman* as Attorney Aforeſaid) *orderd* that an Extent According to Law be Granted the ſaid *ffoſter* Againſt all the Lands of the

ſaid

ſaid *Goffe* which ſhall be found in *New Kent* County and that the Sherriffe of the Said County Impannell an Able Jury to Enquire into the p̄fitts of the ſaid Land and putt the ſaid *Longman* as Attorney aforeſaid into Poſſeſſion and to Enjoy the ſame vntill the ſaid ſome of thirty pound *ſterl* w^th^ Coſts be fully paid

Awborne & Kirkman p̄ Land

Rich^d^ Awborne And *ffra: Kirkman* hath order Granted to Pattent Two hundred and ffifty Acres of Land form^r^ly in *Yorke* County now in *James Citty* County in the fforreſt bounding on *Lucey Webſters* Land formerly Granted to *Lucy Webſter* and by her Deſerted, Ent Rights According to Law

Awborne vs Horſely p̄ *Bryan*

Whereas Rich^d^ Awborne had A writt Directed to the She^rr^ of *New Kent* County for the Arreſting of *Charles Brian* who was Accordingly Arreſted, And he not Appeareing and *Rowland Horſely* Returned ſecurity. *Judgment is therefore Granted* the ſaid *Rich^d^ Awborne* Againſt *Rowland Horſely* for what he ſhall make Appeare Juſtly Due the next Court in caſe the ſaid *Horſely* Cauſe not the Said Bryan then to Appeare

Rolt vs Kay

It is orde^r^d (Vppon the Petic̄on of *Jn^o^ Rolt* about A Tract of Land bought of *ffrancis Hale*) that *ffra: Kay* have noe Pattent iſſue out of the Office before he Comence his ſute to this Court or the Court of *Rappā* Concerning the p̄miſſes

Hixon p̄ Land

Vppon the Petic̄on of *Tho: Hixon It is orde^r^d* that what ſurplus Land is found within his bounds he to have A Grant thereof M^r^ *Reeves* ſhowing noe Reaſon to the Contrary, Entring Rights According to Cuſtome

Young vs Gwynn

The Differrence Betweene M^r^ *Rich^d^ Younge* and M^r^ *Humphrey Gwynn* is vpon the Motion of Co^ll^ *W^m^ Cole* Attorney of *Gwynn* Refferred to 3^d^ Next Gen^ll^ Court to be tryed

Harris vs Daniell

The Differrence Betweene *James Harris and John Daniell* is Refferred to two Gentlemen Belonging to *Accomack* to bee Choſen by Both p̄ties to be Ended, And if they Doe not Agree then they Are to Choſe A third Man

Swann & Drommond vs Randolph

Vpon the Motion of Co^ll^ *Tho: Swann* And M^r^ *W^m^ Drommond It is orde^r^d* that the Judgments they Obteyned Againſt M^r^ *Henry Randolphs* Eſtate be paid According to the Dignity of it but not to p̄ceed Any other Debt of the Like Value

Bowler vs ffarrell

M^r^ *Tho: Bowler* Nonſuites M^r^ *Hubert ffarrell* Noe Declarac̄on being Entred Ag^t^ y^e^ ſaid M^r^ *Bowler, It is therefore orde^r^d* that the ſaid M^r^ *ffarrell* pay Damages According to Act w^th^ Coſts

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The 4^th^ *No^br^* 1673

[p̄ſent]

SR *W^M^ BERKELEY* Kn^t^ Governo^r^ &c *Tho: Ludwell* Sec̄r *Edw^d^ Diggs* Co^ll^ *Nath Bacon* L^t^ Co^ll^ *Parke* Eſq^rs^

Streater p̄ Land

Vpon p̄ſufall of the Petic̄on of M^r^ *Edw^d^ Streater* And the Deed of his Mother It is the Oppinion of this Court that he ought immediately to be poſſed of all ſuch eſtate as is ſettled on him by the ſaid Deed According to the Purport of the ſame

The

The 8th *Nobr* 1673

[p̄ſent]

GOVERNOR *Tho Ludwell* Secr *Edwd Diggs* Coll *Bacon* Lt Coll *Parke Tho: Ballard* Eſqre

Indian *vs Arnold*

It is Orde'd that Mr *Anthony Arnold* forthwith Deliver vnto . . . the Monguy of *Chichahominy* all ſuch Roanoak, skins, bills, And other things which he the ſaid *Arnold* hath Received from the ſaid Monguy And at the Next Genll Court further Enquirey to be made of the Death of the *Engliſhman* And Indian Lately Killed And Coll *Abrahall* is hereby Required to make ſuch Diligent Enquirey into the p̄miſſes As he Cann, And to Make Report to the Next Genll Court, Where all p̄ſons Conferned are to be p̄ſent

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The 10th *Nobr* 1673

[p̄ſent]

GOVERNOR *Edwd Diggs* Coll *Bacon* Lt Coll *Parke* Eſqrs

Kearney p̄ a Landing

Vpon the Reaſonable Petic̄on of Mr *Barnaby Kearney* for A Landing The Commiſſioners of *Nanſimond* County are hereby Deſired And Appointed to Lay out the ſaid *Kearney* A Way to the watr ſide p̄vided It be Done with moſt Convenience of Not p̄judiceing his Neighbours

The 10th *Nobr* 1673

Coll *Joſeph Bridger* ſworne one of the Councell of ſtate for this Colony.

The Adjourned to the firſt *Aprill* Next

Teſt

Hen: Hartwell Cl Con

At a Gen^{ll} Court held at *James Citty* 2^{d} *Aprill* 1674

[p̄ſent]

SR *W^{M} BERKELEY* Kn^{t} Governo^{r} &c S^{r} *Hen: Chicheley* Kn^{t} *Tho: Ludwell* Seč^{r} Co^{ll} *Nath: Bacon Hen: Corbyn* L^{t} Co^{ll} *Dan^{ll} Parke* Eſq^{rs}

Kirkman p̄ Land

ffra: Kirkman hath order Granted him to Pattent Twelve Acres of Land and 29 Chaine, in *Yorke* Countie neere the land of L^{t} Co^{ll} *Barber* Dečed, formerly Granted to *John Rifley*, and by him Deſerted, Entring a right According to Cuſtome. The Said *ffra: Kirkman* in Court Transferrs all his right that he hath to the Said Land vnto the Said *John Rifley*

Tomſon p̄ Land

M^{r} *W^{m} Thomſon* hath order Granted to Pattent about five hundred Acres of Land in *Surrey* County formerly Granted to *Anthony Spiltimber* and Since to *Richard Awborne* and for want of Seateing by them Deſerted, Ent rights According to Cuſtome.

Beverley p̄ Land

Cap^{t} *Rob^{t} Beverley* hath order Granted to Survey and Pattent a Thouſand Acres of Land in *Rappahanock* County on the South Side of *Gilſons* runn formerly Granted to M^{r} *John Pate* by Pattent Dated 31th *December* 1662 and for want of Seateing by him Deſerted, Entring rights According to Cuſtome

Wright p̄ Land

John Wright hath order Granted him to Survey and Pattent Seven hundred Acres of land Lying in *Chickahominy* formerly Granted to *Thomas Maples* and for want of Seateing by him Deſerted Entring Rights According to Cuſtome.

Beverley & Barber p̄ Land

Cap^{t} *Robert Beverley* and *Richard Barber* hath order Granted to Pattent Six hundred Acres of Land on the South Side of *Rappahannock* River in *Rappahannock* County (Joyning to to the land of *Hen: Jerman W^{m} Grey* and *Tho: Page*) form^{r}ly Granted to *James Coggill* and for want of Seateing by him Deſerted Ent. rights According to Cuſtome.

Moſely Beverly & Cattlett p̄ Land

Cap^{t} *W^{m} Moſeley Robert Beverly & Niči: Cattlett* hath order Granted to Pattent Twelve hundred Acres of Land in *Rappahan.* Countie on the North Side of *Gilſons* runn Joying to the ſaid Cap^{t} *Beverlys* land & *Thomas Buttons* land formerly Granted to M^{r} *John Pate* and for want of Seateing by him Deſerted Ent. rights According to Cuſtome.

The 3^{d} *Aprill* 1674

[p̄ſent]

GOVERNO^{R} S^{r} *Hen: Chicheley* Kn^{t} *Tho: Ludwell* Seč^{r} Co^{ll} *Bacon Hen: Corbyn* L^{t} Co^{ll} *Parke* Co^{ll} *Joſeph Bridger* Eſq^{rs}

Mathewes vs Roch

Vpon Petičon of M^{r} *Thomas Mathewes* about the rehearing of a Cauſe betwixt him & *John Roch. It is orde^{r}d* the Cauſe be tryed the 6th Day of Next Gen^{ll} Court and that in the meane time there be noe further proceedings vppon the order of the County Court. *Roch* to have notice of this order

Arnold Fined to y^{e} 4th *Aprill*

Whereas It Appeares to this Court by oth that M^{r} *Anthony Arnold* hath moſt p̄ſumptuoſly Diſobeyed an order of this Court and A warrant of Co^{ll} *Rob^{t} Abrahalls* ſent to the Said *Arnold* by the Governo^{rs}

Governo^{rs} order, *It is therefore orde'd* the M^{r} *Anthony Arnold* be fined Two Thouſand pound of tobacco and Caske wth Coſts Sute *als* ex which Said Tobacco is to be for the vſe of the fort at *Yorke*

Thorogood vs Sher^{rr}N: K:

Whereas L^{t} Co^{ll} *Adam Thorogood* had a Writt Directed to the Sherriffe of *New Kent* for the Arreſting of *Morgan Williams*, who was Accordingly Arreſted and he not appēing and noe Security Returned. *Judgment is therefore Granted* the L^{t} Co^{ll} *Thorogood* Againſt the Said Sherriffe for payment of Sixteene hundred and five pound of tobacco and Caske, the Sherriffe to have Liberty to bring the ſaid *Williams* next Court According to Act

M^{r}jo^{r} Poore

It is orde'd (vpon the Petiēon of *W^{m} Majo^{r}*) that the Said *Major* be Intruſted with the Eſtate of M^{r} *James Poore* Deēed, on behalfe of the widdow and Children, and that he bring A Juſt Account vppon oth of the ſaid *Poores* Eſtate to the next Gen^{ll} Court. L^{t} Co^{ll} *W^{m} Cole* Enters himſelfe Security for the ſaid *Majo^{r}* to See the Eſtate forthcomeing when Required

Mallory & Davis vs Newell

In the Differrence betweene M^{r} *Roger Mallory* Attorney of *W^{m} Davis* of *London* and M^{rs} *Elizabeth Newell* Admtrix of M^{r} *Johna: Newell* Deēed vppon an Appeale from *N: Kent* County Court *Itt is orde'd and Judgment is Accordingly Granted* vnto the Said *Mallory* as Attorney aforeſaid Againſt the Eſtate of M^{r} *Johna Newell* Deēed for paym^{t} of thirty pound ſeven ſhillings and three pence due vppon a bond & Damages for non payment in time. Noe Execuēon to Iſſue vppon this order before the ſaid *Davis* hath made oth that the money vppon the ſaid bond is Due, and that he hath Received noe ℔t nor ℔cell Thereof. In the Intrim noe Judgment paſſed after this to take place before it.

Beverly vs Willifs

Whereas Cap^{t} *Beverley* had a writt Directed to the Sherriffe of *New Kent* County for the Arreſting of *George Gill* who was Accordingly Arreſted, and he not Appering and *Stephen Willifs* being Returned Security, *Judgment is therefore Granted* the Said Cap^{t} *Beverly* Ag^{t} the Said *Willifs* Security as aforeſaid, for what he ſhall make Juſtly Due the next Court, in caſe *Gill* Appe not.

Procter vs Gardner

Judgment is this Day Confeſſed in open Court by M^{r} *Martin Gardner* of *Yorke* County in *Virg^{a}* vnto M^{r} *Rob^{t} Warckman* of *Gloſter* Countie in *Virg^{a}* aforeſaid as Attorney of *Stephen Procter* of *London* weaver for Twelve Thouſand pounds of good Sound Sweet Sented marchantable tobacco, and caske of his owne Cropp or Cropps to be paid to the Said *Procter* or to his order, or Certeyne Attorney or Attorneys, in Manner and forme ffollowing, *Viz^{t}*, three Thouſand pound of like tobacco and Caske before or vppon the laſt Day of *November* next. And three Thouſand pound of like tobacco and Caske before or vppon the laſt Day of *November* 1675, and three Thouſand pound of tobacco and Caske before or vppon the laſt Day of *November* 1676, And three Thouſand pound of like tobacco and Caske before or vppon the laſt Day of *November* 1677. All the Said Payments to be made as is before Recited out of his owne Cropp or Cropps at his now Dwelling houſe, or otherwiſe to the Content of the Said *Procter* or to his order or Certeyne Attorney or Attorneys, and the Said *Martin Gardner* Doth further Confeſs Judgm^{t} to the Said *Procter* that in Caſe the Said *Gardner* his heires Ex^{rs} or Admſtrato^{rs} ſhall faile of makeing punctuall payment of the whole Sume of Twelve Thouſand pound of ſweete Sented tobacco and Caske or off any ℔t thereof at the Days and times before recited,

recited, and in manner and Place as is before ſaid, that then whenſoever he ſhall Soe faile to Doe and p̄forme it ſhall be Lawfull & right for the ſaid *Stephen Procter* or for his order or Certeyne Attorney to take out and levie Execucõn for the whole or Soe much as ſhall at that time be remayning Due, either vppon his body or Eſtate. This Said Judgment by Agreement, betwixt the Said *Robert Warckman* Attorney of the Said *Stephen Procter* and the Said *Martin Gardner*, being in full payment & Cleare Satisfacõn of his the Said *Gardners* Debt to the Said *Procter* of one hundred & Six pound Eight Sillings & Three pence Sent by the Said *Procter* to *Virg*^{a} in Goods with the Said *Gardner* at two Severall times to Say in the Yeare 1667, and, 1669 for which the Said *Gardner* Gave his notes of Acknowlidgm^{t} vnder his hand to the Said *Procter*, and alſoe in full of all Coſts and Charges thereon or thereabouts Expended

Procter vs Puckett The Sute Betweene M^{r} *Geo: Procter* and *John Puckett* as marrying the M^{rs} *Jane Treble* is Diſmiſt

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Afternoone

p̄ſent

GOVERNO^{R} S^{r} *Hen: Chicheley* Kn^{t} *Tho: Ludwell* Sec^{r} Co^{ll} *Bacon* Co^{ll} *Swann* *Hen Corbyn* L^{t} Co^{ll} *Parke* Co^{ll} *Jo: Bridger* Eſq^{rs}

Buſhrode vs Poores Eſt: Attachment is Granted M^{r} *Thomas Buſhrode* Againſt the Eſtate of M^{r} *James Poore* Deced for payment of twenty pound *Sterling* In the hands of M^{r} *W*^{m} *Major* If in caſe the Said M^{r} *Buſhrode* make Appeare his Debt Due in Some Reaſonable time and to be Returned to this Court for Judgm^{t} *and it is orde'd* that the ſaid *Major* Keepe Soe much of y^{e} Said *Poores* Eſtate in his hands as will Satisfie the p̄tended Debt of y^{e} Said M^{r} *Buſhrode*

Whereas M^{r} *Math: Page* in his life time paſt his obligacõn (to pay for *Geo: Gill*) to M^{r} *Johna: Newell* Eight Thouſand Two hundred forty nine pound of ſweete Sented tobacco & Caske, In Conſideracõn whereof he had A bill Aſſigned to him by the Said *Geo: Gill* for Seventy five pound *Sterl.* of M^{r} *Johna: Newells and it now Appeing* that the Said M^{r} *Page* hath made noe payment of none of the Tobacco *It is orde'd* that M^{r} *Jn*^{o} *Page* Extr of M^{r} *Math: Page* have the obligacõn in and Deliver to the Said *Gill* his obligacõn of M^{r} *Newells* And that the Seventy five pound menc̃oned in M^{r} *Math: Pages* Inventory be Deducted out of the Same, being found to be noe p̄t of the Said M^{r} *Page* his Eſtate.

Page vs Gill *It is orde'd* that *Geo: Gill* pay vnto M^{r} *John Page* Three hundred pound of to^{bo} and Caske for Arreſting M^{rs} *Eliz: Newell* & Appeing about that Buſſineſs at *Yorke* Court

Watkins vs Sher^{r} *Y:* *Whereas Phill Watkins* had A writt Directed to the Sherriffe of *Yorke* County for the Arreſting of *Jno: Hetherfall* who was Returned Arreſted and Noe Security taken (& he not appeareing) Judgment is therefore Granted the Said *Watkins* Againſt the ſaid Sher^{r} for w^{t} he ſhall make Appe Juſtly Due the next Gen^{ll} Court in Caſe the Sher^{r} Cauſe not the Said *Hetherfall* then to Ap p̄e.

The

The 4th of *Aprill* 1674

ꝑſent

GOVERNOR Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr Coll *Bacon Hen: Corbyn* Lt Coll *Parke Tho: Ballard* Coll *Jos: Bridger* Eſqrs

Johnſon Adm̃ *Whitehaire*

Admiĉon is Granted Mr *Riĉh Johnſon* vpon all and Singular the Eſtate of Mr *Robt Whitehaire* Deĉed on the behalfe & for the Benefitt of his widdow and Children, *And ordꝛd* to Give Good Security for the Same, Mr *Geo: Seaton* & Mr *Phill Lightfoote* Enters themſelves Security for Due Admiĉon

Notoway Indians

Vpon the Petiĉon of the *Notoway* Indians, *It is ordꝛd* that the *Engliſh* that have Seated within the bounds of the Said Indains Land menĉoned in an Aĉt of Aſſembly, Come offe, and Noe Surveyors hereafter ꝑſume to Survey any more Land with their bounds as aforeſaid, and that the Sherriffs of the Severall Counties Give Publique Notice Thereof And take Care they be Suppreſſed

Bray vs Sherr *N: K*

Whereas Mr *James Bray* had a writt Directed to the Sherriffe of *New Kent* for the Arreſting of Doctr *Willm Phillips* who was Accordingly Arreſted, and the Said *Phillips* Not Appeing Nor noe Security Returned *Judgment is Therefore Granted* the Said Mr *Bray* againſt the Said Sherr for payment of Thirty pound *Sterl*, if in Caſe he Cauſe not the ſaid *Phillips* to Appe the next Genll Court

Governor ꝑ land

Whereas The Honoble Governor the 24th *September* 1668 ꝑſented a Survey and Right for Tenn Thouſand Acres of Land lying in *New Kent* County (on the South Side *Yorke* river in the ffreſhes thereof), wch Said Land was then Confirmed to his Honor, but now vppon Motion of his Honor this Court Doth Grant his Honor Seven yeares time for Seateing thereof from this Day.

Sr *Hen. Chicheley* ꝑ Land

Sr *Hen: Chicheley* hath order for A ꝑcell of Land Knowne by the name of *Nanſatico* In the ffreſhes of *Rappahannock* formꝛly Granted to one *Watts* and for want of Seateing by him Deſerted wth what Surplus Can be found wthin the bounds, and that This Land be Joynte to the Said Sr *Hen:* owne Pattent

Sparkes vs Hill

The Differrence Betweene *James Sparkes* & *James Hill* as marrying the Relict of *Richd Cox* is Refferred to the next County Court held for *Gloſter* to Examine the Differrence & Report thereof to Next Genll Court

Leare ꝑ Land

Lt Coll *John Leare* hath order Granted to take vp and pattent Sixty Seven Acres of Land in *Nanzemond* County formerly Granted to *John Sumner* & for want of Seateing by him Deſerted Entring Rights According to Cuſtome

Buſhrode vs Dromond & Auſtin ex Corp D:

Judgment is Granted Mr *Tho: Buſhrode* as Attorney of Mr *Thomas Lawrie* of *Edinburgh* Againſt Mr *Wm Drommond* and Mr *Samll Auſtin* for payment of one hundred and Tenn pound *Sterling* Due by bond, with Coſts noe Execuĉon to Iſſue vppon this Judgmt not till a month from this Day.

Britaine ordꝛd Free

The Differrence Betweene the Honoble Sr *Hen: Chicheley* Knt & *Wm Britaine* vppon an Appeale from *Middleſex* County Court, about the Said *Britaines* freedome. *It is the oppinion of this Court & Accordingly ordꝛd* that the Said *Britaine* be free and that the Said Sr *Hen: Chicheley* pay the ſaid *Britaine* Corne and Clothes According to the Cuſtome of the Country.

Smith

Smith vs Price

In the Differrence vppon An Appeale from *New Kent* Court vpon an Informacõn Exhibited by Mr *Bryan Smith* Againſt Mr *Arthur Price* for Concealing of four Tithables *It is orderd* that the ſaid Mr *Price* pay to Mr *Smith* Twelve hundred pound of tobacco and Caske with Coſts *als* ex.

Upon the Petiçon of *Martin Scarlett* & *Wm Mathewes* for that there was a miſtake in an order about land Deſerted Deſerted by *Richard Harmenſell* which is mençoned in the Said order *William* inſtead of *Richard*. *It is orde'd* for that it Doth Appeare he was named *Richard* that it be Soe Inſerted in the Said order

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The Sixth *Aprill* 1674

[p̃ſent]

GOVERNOR Sr *Hen: Chicheley*, Knt *Tho: Ludwell* Secr *Hen Corbyn* Coll *Bridger* Eſqrs

Ford vs Wyatt

The Differrence Betweene *Peter fford* and Major *Wm Wyatt* about the Coſts and Charges of a ſute about land Determined the laſt Genll Court, *It is order'd* the ſaid Major *Wyatt* pay the ſurveyor and the Jury Charges and what other Charges the ſaid *ffoard* hath paid

Greene vs Bland

The Differrence Betweene Mr *Roger Greene* and Mrs *Anna Bland* was Refferred to four Gentlemen to Audite the Accounts Betweene them who have Returned their Award to this Court vnder their hands. *It is orde'd* that the Said Award be Confirmed And further that Mr *Roger Greene* be Diſcharged from a bond of Mr *John Rowſes* of Thirteene Thouſand four hundred pound of tobo and this to be a finall end of all Controverſies touching Mr *Holmwoods* Eſtate and Mrs *Bland* pay Coſts *als* ex.

Woodward vs Norſworthy

The Difference betweene Mr *Thomas woodward* plt and Mr *Thomas Norſworthy* Defdt about Horſes is Refferred to A Jury of Jury of the neighbourhood to Enquire into the matter of ffaçt and to Examine all the Evidences which are already taken and that They make Report thereof to the firſt Day of Next Genll Court whether the Defdt be Guilty or not Guilty.

Smith vs Pettus

Upon the Petiçon of *Stephen Pettus* and Severall others of *New Kent* County who was vppon the Informacõn of Mr *Bryan Smith* found to Conceale Tithables *It is orde'd* that they be Acquitted from their Severall fines, only paying Mr *Smith* his Reaſonable Coſts and Charges.

Wormely vs Robinſon

In the Differrence Betweene Capt *Ralph Wormely* Plt and Mr *Richard Robinſon* Defdt about Land. It is Refferred to Coll *Ball* Lt Coll *Carter* Mr *Robert Griggs* major *Burnham* Mr *Richard Parriott* Senr Mr *Richd parriott* Junr Docter *walter Whittacar* Mr *Danl Harriſon* Mr *Abra: Weekes* Mr *Hen: Thacker* Mr *Wm Ball* & Mr *John voſſe* to be of A Jury who are in Company with Capt *Robert Beverly* and Mr *Richard Laurence* Surveyors to Lay out the ſaid Land in Differrence According to the Pattent and to the Ancient adn Lawfull bounds thereof, And According to Such Evidences as ſhall be Exhibited to them *and it is orde'd* That the Jury and all Evidences be Sworne before the Honoble *Hen: Corbyn* Eſqr And that the Indians which Sold the Land be p̃ſent, Which is to be Done the 1ſt Day of *May* next and they are Accordingly to make report thereof to the next Genll Court

Afternoon

Afternoon

ꝑſent

GOVERNOR S[r] *Henry Chicheley* Kn[t] *Tho: Ludwell* Secr. *Edw[d] Diggs* Co[ll] *Swann Hen: Corbyn* Co[ll] *Beale Tho: Ballard* Coll *Bridger*

Swann et als Fined

It is orde'd that the order of *Surry* Court Againſt the mutinnſs ꝑſons be Confirmed and that *Mathew Swann* the ringleader of them, who was bound over to this Court be Fined Two Thouſand pound of tobacco and Caske and that all fines of the ꝑſons goe towards the ffort at *James Citty* And that they pay all Juſt Coſts and Charges.

ffitzgarrell vs Peake

Whereas Morrice ffitzgarrell had a writt Directed to the Sherr of *Rappā* County for the Arreſting of *Robert peake* who was Returned by that Sherr (*non Eſt inventus*) Attachment is Therefore Granted the Said *Morrice ffitzgarrell* for w[t] he ſhall make Appeare Juſtly Due, Againſt the Said *peakes* Eſtate where it is to be found, and to be Returned to the next Gen[ll] Court for Judgment.

Reeves vs Nixon

The Difference Betweene *Tho. Nixon* and M[r] *Geo: Reeves* vppon an Ap[le] from *middlex* County Court. *It is orde'd* that the order of that Court be Confirmed and that *Tho: Nixon* pay Coſts and Damages According to Act (with Coſts Sute *als* ex) In Caſe of Appeals.

Brian & Kirkman

It is orde'd that the order *ffra: Kirkman* High Sherriffe of *James Citty* County had Againſt M[r] *Rob[t] Brian* for payment of one Thouſand pound of tobo and Caske for Charges and fees about his Negroe be taken off, *And it is the opinion of this Court*, that he the Said M[r] *Kirkman* ought to be paid by the publique.

ord[r] *Drommond* & Major *Hone*

M[r] *W[m] Drommond* and Major *Theo: Hone* being Sent for to Ap ꝑe before this Court and they Appeareing *It is orde'd* that they forthwith Sufficiently mend the fort & that they take Downe all Sueh worke as is Craked and inſufficient till they Come to A firme foundacon, and that the Coping be Sufficiently mended.

The 7[th] *Aprill* 1674

ꝑſent

GOVERNOR *Tho: Ludwell* Secr *Edw[d] Diggs* Major Gen[ll] *Bennett* Co[ll] *Bacon Hen: Corbyn* L[t] Co[ll] *Parke* Coll *Swann Tho: Ballard* Co[ll] *Beale* Co[ll] *Bridger* Eſq[rs]

Scarlett vs Normanſell

The Differrence Betweene *Martin Scarlett* and *Rich[d] Normanſell* is Refferred to the County Court of *Stafford* there to be Ended and Determined

Chilcott ꝑ Admicon *Waylett*

Admicon is Granted *John Chilcott* on the behalfe of *Jn[o] waylett* on all and Singular the Eſtate of *W[m] Waylatt* Decēd ꝑvided that the Said *John Chilcott* within a forttnight time Give Good Security to major Gen[ll] *Bennett* for Due Admicon.

Johnſon ord[r] ꝑ ffreedome

James Johnſon Servant to M[r] *Sam[ll] Ouſtin* ꝑduceing An Indenture that he Came into this Country but for four yeares *It is orde'd* the ſaid *James Johnſon* be free and that the Said M[r] *Ouſtin* pay him Corne and Clothes According to the Cuſtome of this County with Coſts, M[r] *ouſtin* Left to take his remedy Againſt M[r] *Rich[d] Row*, who firſt Sold him

Bray

Bray vs Collins

Mr *James Bray* nonſuites *Mathew Collins* noe Cauſe of Acc̃on being found *It is therefore ordᵉd* he pay Coſts and Damages According to Act wᵗʰ Coſts.

Bowler vs ffarrell

Whereas Hubert ffarrell of the County of *James Citty* Did in *november* laſt at the Houſe of Mr *Wᵐ White* in Company of Severall ꝑſons moſt wickedly and malitiouſly Scandulize abuſe and Defame Mrs *Tabitha* the wife of Mr *Thomas Prowler* as alſoe the ſaid *Thomas*, for which the ſaid *Prowler* Sued the ſaid *ffarrell* In an acc̃on of Defamac̃on to this Court, and it now Appeareing the Scandall was of Such a Nature that noe words . . . Sorrowfull of Acknowlidgment of the fault by *ffarrell* would be Able to repaire the Creditt or former Goodnames of the Said Mr *Bowler* and his wife (the Scandall being Soe High and Soe vnjuſt) *It is therefore ordᵉd* as well for ꝓvenc̃on of the like Abuſe for the future as alſoe for an Example to all malitious ꝑſons that the Said *ffarrell* pay Tenn Thouſand pound of tobaco, and Caske to the uſe of the ffort at *James Citty* Tenn Thouſand pound tobacco and Caske to the ſaid Mr *Thomas Bowler* for his Coſts and Charges of this Sute and publiquely in Court Aske the Said *Bowler* ffforgiveneſs (in Such words as he ſhall be Derected and give bond for his good behavior till the next County Court, *Tho: Ballard* Eſqr who Colects the fort Duties is hereby Impowred to receive the Tobacco and to give a Diſcharge.

Afternoone

ꝓſent

GOVERNOR &c *Thomas Ludwell* Sec̃r *Edwᵈ Diggs* Major Genll *Bennett* Coll *Bacon* Coll *Swann Hen: Corbyn* Coll *Beale* Lt Coll *Parke Tho: Ballard* Coll *Bridger* Eſqrs

Rably vs Sherriffe *Y:*

Tho: Rably hath order Againſt the Sherriffe Againſt the Sherriffe of *Yorke* County for the Nonappearance of *Hen: Webb* (he being returned Arrefted and noe Security taken) for what he ſhall make Apreare Juſtly Due the next Genll Court, if in caſe the Sherriffe Cauſe not the ſaid *Webb* then to Appeare, and that in the meane time their be nothing Done about the Eſcheate Granted to *Webb.*

Burnham ꝓ Land

Major *John Burnham* hath order Granted to pattent 250 Acres of Land Joyning to his Land in *Middleſex* County formerly taken vpp by Mr *Curtis* yᵉ 8ᵗʰ of *Mʳch* 1665 and by him Deſerted Ent: rights According to Cuſtome

Scarſbrooke vs Wild

The Differrence Betweene Major *John Scarſbrooke* Attorney of Mr *Robert Bullock* plt about land and Mr *Danll Wild* Defdt is Refferred to the next Aſſembly.

Jackſon ꝓ Land

Jonas Jackſon hath order Granted to pattent Two hundred Acres of Land in *Northampton* County formerly Granted to *Edward Moore* and for want of Seateing by him Deſerted Entring rights According to Cuſtome.

Morrice ꝓ Land

Geo: Morrice hath order Granted to pattent one hundred thirty four Acres of land formerly Granted to *Gabrill Hill* & one hundred Acres formerly to *Shirley Morditt*, both Lying in *New Kent* County and for want of Seateing by them Deſerted, Entring rights According to Cuſtome.

Lightfoot

Lightfoot vs Deane

The Differrence Betweene Capt *Phill Lightfoot* plt and *Ralph Deane* Defdt about building of brick Chimneys, is Referred to An Able Jury of the neighbourhood to Veiw the Said Capt *Lightfoots* Chimneys and to Judge of all the Damages which the Said Capt *Lightfoot* hath Sufteined (by the Occafion of the faid *Deane*) and what is Due to *Deane*, Mr *Geo: Marble* & *Mixon* to be of the Jury, who are to be fworne before Mr *John Buckner*, And to make report thereof to next Genll Court

Accomack Indians vs Savage

It is orderd that Capt *Southey Littleton* Mr *Cha: Scarburgh* Mr *Weft* and Mr *Boeman* Goe and Enquire into the bounds of Mr Mr *Savages* & Mr *Harmonfons* pattents & the Date of Coll *Scarburgh* Survey of *Savages* land and into all other claimes, And to Examine all Evidences that the Indians claimes may be truely knowne, & report thereof to next Genll Court, and that *Harmonfon* appe the 6th Day of Next Genll Court to Defend this fute.

The 8th *Aprill* 1674

GOVERNOR &c *Tho: Ludwell* Secr *Edwd* Diggs Major Genll *Bennett* Coll *Bacon* *Hen: Corbyn* Lt Coll *Parke* Coll *Bridger* Efqrs

Stevenfon vs Blayton

Whereas Mr *Thomas Blayton* Did pferr an Informacon of ꝑjury in the County Court of *Charles Citty* Againft *Thomas Stevenfon*, and the Said *Stevenfon* haveing Appealed to this Court. *Itt is the Opinion of this Court* that the Said *Stevenfon* is not Guilty of ꝑjury & orderd that he be Acquitted from the fame Informacon & Mr *Blayton* pay Cofts *als* ex

Weft & Marfh

Vpon the Peticon of Lt Coll *John Weft* Admñftrator of Mrs *Mary Marfh It is orderd* that the Eftate belonging to *Ann Bromfeild* & *John Croflhaw* the two Children of Mrs *Marfh* and alfoe Seventy five pound Eleven fhillings & two pence *Sterling* & four Thoufand Two hundred forty Seven pound of tobacco wch was Due to the Said Coll *Weft* for Mrs *Marfh* her third ꝑt of the Debts of Major *Croflhaw* fhall in the firft place be paid out of the Eftate the Said Mrs *Mary Marfh* dyed poffefled off, and what Negroes the Said *Ja: Croflhaw* the orpt are Dead are to be made Good out of the Eftate if the fame will Amount to foe much, and that noe orders Paffe Againft the Said Eftate for any Debts of Mrs *Marfh* vntill the Same bee heard by this Honoble Court.

Sr *Hen Chicheley* Knt Coll *Swann* Coll *Beale Tho: Ballard* Efqr

It is orderd that Mr *Chipp* & Mr *Minge* Audite the Accounts of Mr *Reeves* Admr of *Thomas* & *ffrancis Reeves* Agt their Eftates, and make report to this Court

Edlows orpt

It is orderd that the Buffinefs Concerening *Jno Edlow* orpt be Sufpended till next Genll Court, and that in the meane time the Guardian to the Said orphant Enquire into what Damages the Said orphant hath Sufteined, and report thereof to next Genll Court

Womeck & Clarke

The Differrence Betweene *Abra: Womeck* and *Wm Clarke* about the Eftate of *Wm* Wm *Womeck* Decd *It is orderd* that the Said *Abra: Womeck* (brother to the Said *William*) have two thirds of his Eftate, both reall and ꝑfonall, and that the Widdow have the other ꝑt

Smith

Smith p̄ Land

Bryan Smith hath order Granted to pattent Two Thoufand Two hundred Aeres of Land Betweene *New Kent* and *Rappahanock* County formerly Granted to Co^{ll} *Tho: Goodrich* and for want of Seateing by him Deferted Entring rights According to Cuftome.

Afternoone

[p̄ſent]

GOVERNO^{R} *Tho: Ludwell* Seēr *Edw^{d} Diggs* Majo^{r} Gen^{ll} *Bennett* Co^{ll} *Bacon Hen: Corbyn* Co^{ll} *Beale* L^{t} Co^{ll} *Parke Tho: Ballard* Co^{ll} *Bridger* Eſq^{rs}

Corbyn & *Potter vs Weekes*

Whereas the Differrence Betweene *Hen: Corbyn* Eſq^{r} and Co^{ll} *Potter* p^{lt} and *Robert Weekes* Defd^{t} was by Conſent Refferred to L^{t} Co^{ll} *Jordane* & L^{t} Co^{ll} *W^{m} Cole* to Audite the Accounts betweene them who have Returned their Award vnder their hands that they find vppon Ballance Eight Thouſand Three hundred & ffifty pound of tobacco and Caske Due from the Said *Robert Weekes* to the Said *Hen: Corbyn* Eſq^{r} and Co^{ll} *Potter Judgment is Therefore Granted* the Said *Hen: Corbyn* Eſq^{r} and Co^{ll} *Potter* Againſt the Said *Robert Weekes* for payment of the Said ſome of Eight Thouſand Three hundred & ffity pound of tobacco and Caske wth Coſts ſute *als* ex

Senio^{r} vs Thomſon

Whereas the Differrence Betweene *Thomas Senio^{r}* p^{lt} and M^{r} *W^{m} Thomſon* Defd^{t} about the Leaſe of A Plantacon, was Refferred the laſt Gen^{ll} Court to A Jury of the Neighbourhood who have Returned their virdict vnder their hands and Seales to this Court where *It is orde'd* the ſaid virdict be Confirmed and M^{r} *Thomſon* betwixt this and *Chriſtmas* next fully Compleat the Brick Chimneys and pay Coſts

Jordan vs Wadding

The Differrence Betweene L^{t} Co^{ll} *Geo: Jordan* Executor of M^{r} *Thomas Hunt* Deced and M^{r} *James Wadding* as marrying the relict of M^{r} *Walter Chiles* Deced, Is Refferred to M^{r} *John Page* and M^{r} *W^{m} Sherwood* to Examine and Audite the Bookes and Accounts betweene them, and to make report to the next County Court at *James Citty*, and they to Determine the Differrence.

Titterton vs Allen

The Differrence Betweene M^{rs} *Mary Titterton* the relict of *Edw^{d} Titterton* Deced p^{lt} and *W^{m} Allen* and *Margerett Clotheyr* Defd^{t} vppon an Appeale from *G^{lo}* County Court is Refferred to the third Day of next Gen^{ll} Court, where the Witneſſes is to Appeare

Order about the The Indians in the forenoone

Whereas the Grand Aſſembly out of their Great care of the Peace and Safety of this Colony (the p̄ſervacon Whereof Doth much Depend vpon the p̄ſervacon of the Indians right and p̄priety in Thoſe lands which have beene Aſſigned them by the publique Authority of this Colony) have Enacted that for the p̄vencon of Such Encroachments as ſhould be made vppon bounds ſoe Aſſigned as aforeſaid, it Should not be in the power of any Indian (who might be either Threatned or Deluded therto) to ſell or alienate any of the lands within the Said bounds, and all Such Bargaines and Sales are by the Said Act Declared voyde, *and Whereas* wee are Informed that Severall p̄ſons to Elude the force of the Said Act have only taken leaſes from the *Pomunki* and *Chickahominy* Indians Whereby thoſe inconveniences p̄vided Againſt by the Said Act will vnder that p̄tence be brought vppon this Country, *It is therefore orde'd* that noe p̄ſon doe p̄ſume to take any leaſe for any time from an Indian

Indian Whatſoever and that all Such as have taken any Such leaſes doe forbeare Seateing vppon or Imploying any of the Said Land till it ſhall be Determined by the next Aſſembly what further courſe ſhall be taken for the future p̄venc̄on of Such miſchiefs and Inconveniences as are like to follow Such illegal Diſturbances of the Said Indians, and all p̄ſons within this Colony are Required to take notice hereof and obey the Same, as they will Anſwer the Contrary at their p̄ills, and to the intent that none may p̄tend Ignorance hereof, *It is further orde*r*d* that the Sherriffs of every County bordering vppon any of the Indians doe publiſh this order in their Refpec̄tive County Courts

Littleton about Land

Whereas Cap*t* *Southey Littleton* & Cap*t* *Ed: Boweman* had a pattent for Two Thouſand Two hundred Sixty four Acres of Land in *Accomack* And Petic̄oning to this Court that theire was A miſtake in the Survey being there menc̄oned weſt inſtead of North, *It is orde*r*d* that the miſtake be mended p̄vided it Doth not p̄judice any other Grant

Young p̄ Land

M*r* W*m* *Young* hath order Granted him to Survey his Land formerly bought of S*r* *Hen: Chicheley* Kn*t* and what Surplus Can be found within the old bounds he to have A Grant thereof, Entring rights According to Cuſtome

Co*ll* *Cuſtis vs* *Wallop*

Whereas it Appeares to this Court that Co*ll* *Jn°* *Cuſtis* had and hath a Commiſſion to Survey Land in Severall places and Did Depute one *Jn°* *Wallop* his Deputy, *It is orde*r*d* the Said *Wallop* Give A Juſt and true Account vppon oth (Betwixt this and the 16*th* *May* next) of all the p̄fitts he the Said *Wallop* hath made of the Said place in *Lower Norfolke* and to pay According to Agreement, and that the ffee to the Surveyo*r* Gen*ll* be Equally Devided Betweene them with Coſts Sute

W*m* *Roberts vs* *Lefcalliott*

Refferrence Betweene W*m* *Roberts* and *George Lefcalliott* till next Gen*ll* Court

Jordan vs Co*ll* *Warner*

Refferrence Betweene L*t* Co*ll* *Geo: Jordane* Attorney of M*r* *Henry Waller* of *London* and Co*ll* *Auguſtin Warner* Senio*r* till next Gen*ll* Court where the Said Co*ll* *Warner* is orde*r*d to Appeare.

Potter vs Warner

Refferrence Betweene L*t* Co*ll* *Cutbert Potter* and Co*ll* *Auguſtine Warner* to the next Gen*ll* Court, where the Said Co*ll* *Warner* is orde*r*d to Appeare

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The Ninth *Aprill* 1674

p̄ſent

GOVERNO*R* *Edw*d *Diggs* Co*ll* *Bacon* Co*ll* *Swann Hen: Corbyn* Co*ll* *Beale* L*t* Co*ll* *Parke Tho: Ballard* Co*ll* *Bridger* Eſq*rs*

Co*ll* *Bacon vs* *Newton*

Whereas it Appeares to this Court that *Marmaduke Newton* Did moſt wickedly & maliciouſly abuſe Co*ll* *Nath: Bacon* one of his ma*ties* Councell of State in moſt abuſive Language this Court Court have thought fitt that the Said *Newton* be fined Twenty pound *ſterl* but vppon his Submiſſion in Court *It is orde*r*d* he pay two barrells of powder one to *James Citty* fort and the other to *Nanzemond* fort, And Ask the Said Co*ll* *Bacon* forgiveneſs vppon his Knees (which he Accordingly Did) and pay all Coſts L*t* Co*ll* W*m* *Cole* and Majo*r* *Carey* are Impowred to receive the powder and to be Acountable to both forts.

Ord*r*

Ordr Mrs *Randolph*

It is orderd that all the Buſſineſs Betweene Mrs *Randolph* Admr of Mr *Henry Randolph* and the Creditors to the Said Mr *Randolphs* Eſtate be Refferred to the next Aſſembly

Laurence Fined

It is orderd Mr *Richard Laurence* be fined four hundred pound tobacco and Caske which is to Goe towards the fort at *James Citty*, for Entertaineing the Honoble Governors Servants.

Starkey vs Vaufon

Whereas It Appeares to this Court that *Peter Starke* hath A better right to The Land that *Anthony Vaufon* Eſcheated in *Yorke* County, *It is therefore orderd* that the Said *vaufon* Aſſigne over all his rights of the Said Eſcheate to the Said *Starkey*, and that *Starkey* pay vnto the Said *Vaufon* fifteene hundred pound of tobacco and Caske in full of all charges Suſpended by him in and about the Eſcheate.

ordr *Bowler*

It is orderd that Mr *Thomas Bowler* Give an Account vppon oth of what bills bonds and morgages have Come to his hands belonging to the Eſtate of Mr *John Sauners* Decẽd the next Genll Court.

Mrs *Bland* about

Mrs *Anna Bland* Aſſtratrix of *Theodorick Bland* Esqr ꝑſents An Account Dr and Cr of the Said *Holmwoods* Eſtate To this Court, where it Apꝑes ſhe hath paid beyond Affetts. *It is therefore orderd* She have A *Quietas Eſt* from the Said *Holmwoods* Eſtate.

Warwell vs Thompſon

In the Differrence Betweene *Thomas Warwell* and Mr *Wm Thompſon* vppon An Apple from a virdict of A Jury Confirmed in *Surrey* County Court, *It is orderd* the buſineſs be Refferred back to that Jury or Some other who are to further Enquire into the Differrence, and to make report to that County Court

Reeves vs Reeves Eſt

Mr *James Minge* and Mr *Jo: Chipp* being Appointed to Audite the Accots of Mr *Geo: Reeves* Admſtrator of *Tho: & ffrancis Reeves* Againſt theire Eſtates who have Returned their Report vnder their hands to this Court that they find the Said *Geo: Reeves* hath paid Beyond Affetts, *It is therefore orderd* the Said Mr *Geo Reeves* have A *Quietas Eſt*

Inv: *Marſh*

Lt Coll *Jno Weſt* ꝑſents An Inventory vppon oth of the Eſtate of Mrs *Mary Marſh* Decẽd, *which is orderd to be Recorded.*

Weſt vs Wilſon

Whereas Mr *Samll Arnall* Did in his life time Convey to Lt Coll *Weſt* a Certaine Plantacõn with the Appurtenances in *New Kent* County for Tenn Thouſand pound of Tobacco and Caske and one *Jno Wilſon* who marryed the Relict of the Said *Arnall* being in poſſeſſion of the Same and ꝑtending that the Said Land was made over only in Truſt to the Said Lt Coll *John Weſt* and the matter being fully heard by this Court *It is the Opinion of this Court* that the Conveyance is Good, *It is therefore orderd* that the Sherriffe of *New Kent* Doe forthwith putt the Said Lt Coll *John Weſt* in poſſeſſion of the Said Land but that vppon payment to Lt Coll *Jno:* of the Said Tenn Thouſand pound of tobacco and Caske the Same Shall returne and be Rendred by the Said Lt Coll *Weſt* to Such ꝑſons of whome of right it belongs, And the Said Lt Coll *Jno Weſt* hath Judgment Againſt the ꝑſonall Eſtate of the Said *Arnall* In the hands of the *Wilſon* for payment of Two Thouſand one hundred Sixty Six pound of tobacco and Caske Nine hundred pound of *Muſcavado* Sugar and one able man Negro wth Coſts

Aſſtratore of *Scarburgh vs* Negro

Vpon the Peticõn of Capt *John Weſt* on behalfe of himſelfe and the reſt of the Aſſtrators of Coll *Edmd Scarburgh* Decẽd Concerning A negro woman called *black mary* purchaſed by the Said

Said Admſtrators from Coll *John Vaſſall, It is ordᵉd* that the Said negroe woman returne to her Service, And that the Admſtrators Aforeſaid with the firſt opportunity take Care to write to Coll *Vaſſall* to know whether the Said negroe woman was A Slave or free, and if Apꝛe ſhe was noe ſlave when bought, then they to pay her for her Service what this Court ſhall Adjudge.

Ordr to Audite Accots Capt *Groves*

Coll *Nath: Bacon Thomas Ballard* Eſqrs and Mr *Jnº Page* or any two of them are Deſired at Such time as they Appoint to Audite all Accounts Concerning the Eſtate of *Jnº Grove* Deced to the End it may Appeare to this Court what the Extrs have received of the Said Eſtate and paid out of the Same, and that they make report thereof to next Genll Court.

Sawyer ꝓ Land

Mr *ffrancis Sawyer* hath order Granted to take vpp and pattent what waſt land is Adjoyning to his lands in *Eliz:* river (being Two Devidents) ꝓvided he ꝓjudice noe former Grant, Entring rights According to Cuſtome

Littleton ꝓ Land

Capt *Southey Littleton* hath order Granted to pattent Two hundred & fifty Acres of Land in *Maggety* bay in *Northampton* County formerly granted to *Danll Neck* and for want of Seateing by him Deſerted Entring rights According to Cuſtome.

Boeman ꝓ Land

Capt *Edwd Boeman* hath order Granted to pattent Six hundred Acres of Land at *Moſongo* Creeke formerly Granted to *Richd Johnſon* and for want of Seateing by him Deſerted Entring rights Accordg to Cuſtome

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Afternoone

[ꝓſent]

GOVERNOR *Tho: Ludwell* Secr *Edwd Diggs* Coll *Bacon* Majr Genll *Bennett* Coll *Swann Hen: Corbyn* Coll *Beale* Lt Coll *Parke* Coll *Bridger* Eſqrs

Coll *Jnº Cuſtis* and Coll *Stringer* is Added to An Order that paſt this Court for to Enquire into the bounds of Mr *Savages* Land and Mr *Harmonſells*

Gwinn vs Whiteing

Mr *John Winn* miniſter of *Abbington* ꝑiſh in *Gloſter* County Complayning to this Court, that *Henry Whiteing* of *Ware* ꝑiſh did breake open his tobacco houſe, and take away ꝑt of a hoggs-head of tobb, as in his Peticon is Sett Downe and made Divers other Complaints therein, *This Court Doth therefore referre* Complaint of the Said *Gwinn* to be Enquired into and Examined by *Gloſter* Court both ꝑties have Due notice to be ꝓſent, and after Examinacon the Court are to report how they find the whole matter to this next Genll Court

Yardly vs Dolby

The Differrence Betweene *Argall Yardly* Plt and *Edwd Dolby* Defdt about Land is Refferred to Capt *Robert Beverly* Surveyor to Survey and Lay out the Said Land According to *Yardlys* pattent (& if the ſaid Capt *Beverly* thinke fitt that A Jury be Impannell and if they find that *Dolby* is within *Yardlys* bounds then he to pay all Coſts) and if they Doe not Agree report is to be made to next Court for Judgment

Stith vs Place

Refferrence Betweene *Jnº Stith* and Mr *Rowland Place* to the 2d Day of next Genll Court

Smale vs White

It is ordᵉd that *Ambroſe White* Appeare at the next Genll Court to Anſwer the Complaint of *Edwd Smale.*

Browne

Browne vs Greenely

The Differrence Betweene Mrs *Tabitha Browne* the relict and Admſtrix of Mr *Dev: Browne* and *Edwd Greenely* about the Said *Greenelys* freedome and ſeverall Goods and other things Claymed by the Said Mrs *Browne* Being heard *It is the Opinion of this Court* that the Said *Greenely* is noe Servant, and the Accounts Betweene them are Refferred to Lt Coll *Phill Ludwell* and Coll *Cuſtis* to Audite . . . Examine them, and Report thereof to the Sixth Day of next Genll Court.

Greenely vs Culpeper

Nonſuite is Granted *Edwd Greenely* Againſt Capt *Jno Culpeper* noe peticon being Entred, *It is therefore orderd* he pay Damages According to Act wth Coſts

Younge vs Gwyn

There being formerly A Differrence Betweene Mr *Humphrey Gwinn* and Mr *Richard Young* Concerning A wager of One Thouſand pound of tobacco which Depended Severall Courts in *Glofter* County and in this Court vntill which . . . ſaid *Young* . . . paid Three Thouſand and Three hundred Seventy one . . . tobacco and Caske *It is the Opinion of this Court and Accordingly orderd* that the Said *Young* be Allowed by the ſaid *Gwynn* four hundred pound Tobacco and Caske out of the Same Charged to him and that Mr *Gwyn* pay Coſts of this Suite.

Potter vs Newell

Refferrence Betweene Coll *Cutbert Potter* and Mrs *Eliz: Newell* Admtrix of Mr *Joha: Newell* Decēd till Coll *Potter* Come in.

Newell vs Newell

Refferrence Betweene Mrs *Eliz: Newell* Admtrix of Mr *Joha: Newell* and *David Newell* till next Court

Lambert vs Jones

Refferrence Betweene *Thomas Lambert* and *David Jones* till the third Day of next Genll Court.

The Court Adjorned till the meeting of the Next Aſſembly

Teſt

Hen: Hartwell
Cl Con

At a Genll Court held at *James Citty* The 22d Day of *September* 1674

ꝑſent

SR *WM BERKELEY* Knt Governor &c Sr *Henry Chicheley* Knt *Tho: Ludwell* Secr Major Genll *Wood* Coll *Tho: Swann* Eſqrs

Abrahall ꝓ Land — Coll *Robert Abrahall* hath order Granted to Survey his ſeverall ꝑcells of Land on the north Side of *Mattapony* River, Mr *Robt Beverly* Appointed Surveyor and what Surplus Land is found within the bounds he to have a Grant thereof Ent Rights According to Cuſtome.

Curſell ꝓ Land — The petiĉon of *John Curſell* about the Surveying Land is Refferred to *Eliz: Citty* County Court to Examine the Buſſineſs & make Report thereof to next Genll Court

Briſtow vs Murray — *Whereas* the Differrence Betweene Major *Robt Briſtow* and Mr *Murray* vpon an Apple to 7*ber* Court 1672 and the Said Mr *Murray* not ꝓſecuteing his Appeale there was an Order Granted to the Said Major *Robt Briſtow*, that if in Caſe the Said *Murray* Did Not Appeare the next Court to ꝓſecute his Appeale that then the Order of *Glouceſter* Court ſhould be Confirmed, & by reaſon the Said Mr *Murray* hath never Since appeared to ꝓſecute his Appeale. *It is orderd* that the order of *Glouceſter* be Confirmed, & that the Said Mr *Murray* pay Coſts and Damages According to Act wth Coſts Sute.

Laurence vs Mackclanaham — *Whereas* it Appeares to this Court that *Jne Mackclanaham* maſter of a veſſell Did Entertaine Two Servants belonging to Mr *Richard Laurence* Severall Day Contrary to Act of Aſſembly, *It is Orderd* that the Said *John Mackclanaham* pay vnto the Said Mr *Richd Laurence* Twenty pound of Tobo ꝑ *Diem* for Each Servant for Soe Long time as the Said *Laurence* can Make Appeare the Said *Mackclanaham* Entertained them and that *Mackclanaham* pay Coſts

Thomſon ꝓ Land — Mr *Wm Thomſon* hath Order Grtd to pattent about five hundred Acres of Land in *Surrey* County Neare the *Pidgen* Swamp formerly Granted to *Antho: Spiltimber* and afterward to *Richd Awborne* and by Them Deſerted Ent rights According to Cuſtome.

Kirkman ꝓ Land — Mr *ffra: Kirkman* hath order Granted for Three Hundred Seventy Six Acres of Land in *James Citty* County formerly Granted to Mr *James Bray* & *Tho: Hancocke* and by Them Deſerted Rights Entred for the Same.

Stratton ꝓ Land — *John Stratton* hath Order Granted to pattent Six . . . acres of Land Lyeing at *Maſongo* in the vpper County of . . . formerly Granted to *Jne Wallop* and by him Deſerted and one other ꝑcell formerly Granted to *mackele* and by him Deſerted Entring Rights According to Cuſtome.

Afternoon

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr. Genll . . . Coll *Tho: Swann* Eſqrs

Thorogood vs Williams ẽx Coṽp

Mr *Richard Littlepage* Attorney of *Morgan Williams* Confeſſeth Judgmt to Lt Coll *Adam Thorogood* for paymt of Sixteen Hundred and five pounds of Tobo and three Barrels of Corne wth Coſts of Sute *als* Execuc̃on.

Weſt vs White

The whole Cauſe Betweene Mr *Scarburgh* Capt *Jno Weſt* Mrs *Tabitha Browne* and Mr *Edmond Scarburgh* Admrs of Coll *Scarburgh* Deced & Mr *Ambroſe white* is Refferred to the Aſſembly by Reaſon it Very much Concernes the Country.

Browne vs Goodrich

Judgmt is Granted Mrs *Tabitha Browne* Admitrix of *Dev: Browne* Againſt Capt *Edmd Craske* Security for the Appeareance of Coll *Tho: Goodrich* (he being Arreſted and not Appeareing) for wt the ſaid Mrs *Browne* ſhall make Appeare Due next Court in Caſe Mr *Craske* Cauſe not the Said Coll *Goodrich* then to Appeare.

Lt Coll *Parke*
Tho: Ballard [6]

Browne vs Witneſſes

Mr *Benj: Goodrich* & Mr *John Dangerfeild* being Sumond to Teſtifie their Knowledge in a Cauſe Depending betweene *Tabitha Browne* and Coll *Tho Goodrich*, and they not Appeareing to Give in their Evidences *It is Therefore ordꝛd* that the Said *Benj: Goodrich* & *Jno Dangerfelid* be fined According to Act to the vſe of Mr *Browne als* ex.

Bird vs Minge

The Differrence Betweene Mr *Tho: Bird* Sonne & heire of *Wm Bird* Deced Plt and Mr *Ja: minge* Defdt about Land is Refferred to A Jury of the neighbourhood (which ſaid Jury are to be Appointed by *Charles Citty* County Court) and Mr *Robt Beverly* Surveyor who are to Lay out *Birds* Land According to the Conveyance from Capt *Johnſon* to Mr *Wm Bird* and to the poſſeſſion Given & Taken and to Such Evidences as ſhall be p̃duced and if they find that Mr *Minge* is Treſpaſſer vpon the Said *Birds* Land they are to Judge of the Damages and make Report to the next Genll Court. where Judgmt is to paſſe in the p̃miſes.

The 23d *September* 1674

p̃ſent

GOVERNOR &c Sr *Hen: Chicheley* Knt *Tho: Ludwell* Sec̃r Major Genll *Wood* Lt Coll *Parke Tho: Ballard* Coll *Bridger* Eſqrs

Beverley vs Willis ẽx Coṽp

The Judgment that Mr *Robt Beverley* Obtained the Laſt Genll Court Againſt *Steph: Willis* Security for the Appeareance of *Geo: Gill* is Confirmed, *And ordꝛd* that the Said *Steph: Willis* Security as aforeſaid pay vnto the Said Mr *Robt Beverly* Twenty Three pounds & Eighteene ſhillings *Sterling* with Intreſt According to *Gills* Obligac̃on with Coſts Sute *als* ex

Roberts vs Leſcalliot

The Differrence Betweene *Wm Roberts* and *Alice* his wife Plt and *Geo: Leſcalliot* Defdt about Land is Refferred to the Examinac̃on of *Glouceſter* Court who are to Report to next Genll Court what Acknowlidgemt Mr *Roberts* wife Did make of the Said Land in Differrence.

Wormely vs Claughton

Whereas in *October* Court Laſt Capt *Ralph Wormely* as marrying the Relict of Coll *Peter Jennings* Deced, Obtained Order Againſt Mr *James Claughton* as Security for the Appeareance of Mr *James Gaylard* and the Said *Claughton* haveing failed to bring the Said *Gaylard*

[6] This merely means that Lt. Col. Parke and Mr. Ballard came in at this time.

Gaylard to this Court According to Law, *Judgment is Therefore Granted* the ſaid Capt *Ralph Wormely* Againſt the Said *James Claughton* Security as aforeſaid for paymt of Twenty pounds *Sterl* and four hundred pounds of tobo & Caske wth Coſts Sute *als* ex.

Ballard Eſqr Ordr *Bromfeild*

It is Orderd that *Tho: Ballard* Eſqr take into his Poſſeſſion all ſuch Eſtate as Doth belong to *Ann Bromfeild* the Daughter of Mrs *Mary Marh* by her Late Huſband *Tho: Bromfeild* And that he have the Increaſe of the Stock and the ꝑfitts of her Land which is to be for her maintenance and Educacõn & That the Said *Tho: Ballard* Eſqr Returne the ſaid Stocke in Kind According to their number & Ages.

Afternoone

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr Major Genll *Wood* Coll *Swann* Lt Coll *Parke Tho: Ballard* Eſqrs

Joñſon vs Auſtin

The Order that *James Johnſon* had the Laſt Genll Court for his freedome is Now Confirmed, *And it is Orderd* that Mr *Samll Auſtin* his Late maſter pay vnto the Said *James Johnſon* Two Thouſand pound of tobo and Caske, for his unjuſt Arreſting & Detaineing of the ſaid *Johnſon* being in full for his Corne & Clothes and all Other Damages which the Said *Johnſon* hath Suſtained

Manering vs Jones

In the Differrence Betweene Mr *Steph: Mannering* and Mr *Geo: Jones* about a Horſe Called *Manering*, Given by Major *Weir* to the Said *Manering* is Refferred to the Court of *Rappa* to Enquire wheither the Said Horſe *Manering* is Inventoried in the Said Major *Weires* Inventory by the Said *Manerings* hand Writeing or Conſent if not found Inventoried as aforeſaid, *This Court Doth Adjudge* the Horſe to be *Manerings*. And the Court of *Rappa* to allow the Said *Manering* Reaſonable Damages for his Trouble Expences and want of the Horſe to be paid by Mr *Jones*, and in Caſe the ſaid Horſe be any waies Diſabled before Delivy to *Manering* then the Court to Adjudge the full Value of the Horſe at the Death of Major *Weir*, and to Order paymt with Coſts.

Wormely vs Auſtin

Judgment is Granted to Capt *Ralph Wormely* as marrying the Relict and Admtrix of Coll *Peter Jenings* Againſt Mr *Samll Auſtin* for payment of Two pounds Sixteene Shillings & Six pence *Sterl* being the Ballance of Accounts betweene the Said Coll *Jenings* Eſtate and the Said *Auſtin*

The 24th *September* 1674

[ꝑſent]

GOVERNOR *Tho: Ludwell* Secr Coll *Bacon* Lt Coll *Parke Tho: Ballard* Eſqrs

Redding vs Lee

Nonſuite is Granted *Tho: Redding* Againſt *Robt Lee* and *Abra: Sapcoate* noe Declaracõn being Entred *It is Therefore Orderd* the Said *Lee* and *Sapcoate* pay Damages According to Act

Deacon vs Gwynn

The Differrence Betweene Mr *Tho: Deacon* & Mr *Edmd Gwin* about about the Right of an Eſcheat of Land is Refferred to the next Genll Court, vntill then there is to be noe further ꝑceedings

Littlepage

Littlepage his Ordr

It is Orderd that *New Kent* County Allow to Mr *Richard Littlepage* ffower hundred pound of Tobo The . . . . . being Informed by Severall That it is the Vfuall ffee of Coroner.

Broack vs Sorrell

Benj: Broack hath Judgmt Granted him Againſt the Sherriffe of *Ja: Citty* County for the non-appeareance of *Robt Sorrell* (he being Returned Arreſted and he not Apꝑeing) for [wt] the ſaid *Benj: Broack* ſhall make Apꝑe Juſtly Due the next Court, In Caſe he cauſe not ye Said *Sorrell* then to Appeare

Huberd vs Sorrell

Robt Huberd hath Judgment Granted him Againſt the ſherriffe of *Ja: Citty* County for the non Apꝑeance of *Robt Sorrell* (he being Returned Arreſted and not Apꝑeing) for what the Said *Robt Huberd* ſhall make Appeare Juſtly Due, the next Court, In Caſe he cauſe not the Said *Sorrell* then to Appe.

fford vs Wyatt

Nonſuite is Granted *Peter fford* Againſt Major *Wm Wyatt*, noe Declaracõn being Entred, *It is Therefore Orderd* the Said *Wyatt* pay Damages According to Act wth Coſts Sute *als* ex

Mathewes vs Saffin

Nonſuite is Granted Mr *Tho: Mathewes* Againſt Mr *John Saffin* noe Declaracõn being Entred *It is therefore Orderd* he the ſaid *Saffin* pay Dam: According to Act wth Coſts Sute

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Afternoone

[ꝑſent]

GOVERNOR Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr Coll *Bridger* Eſqrs

Lambert vs Jones

Whereas In the Differrence Betweene *Tho: Lambert* and *Jones* the Said *Jones* at the Laſt Genll Court Craved a Refferrence to this Court wch was Granted vnto him, but by Reaſon the Said *Jones* Doth not Appe this Court, *It is Orderd* that if in Caſe the Said *Jones* Doth not Appe the next Genll Court, then Judgment is to paſſe According to *Lamberts* Peticõn. *Jones* to have Lawfull notice of this Order.

Biſhop

Admicõn (*Cum Teſtamento Annexo*) of all and Singular the Debts Rights and Creditts belonging to the Eſtate of *James Nickolſon* Late of *Henrico* County Batchellor Deced, is granted to *Jne Biſhopp* he putting in Security According to Law, Mr *Rowland Place* Security for Admſtracõn.

Coll *Swann*
Coll *Bacon*
Lt Coll *Parke*

Winn vs ffoxall

Whereas Mr *Jeſpher Winn* had an order in *October* Court Laſt Againſt Mr *John ffoxall* Security for the Appeance of *Peter Ould* Wherein it is Orderd that if the Said Mr *ffoxall* Did not Cauſe the ſaid *Ould* to Apꝑe next Court ffollowing then Judgment to paſſe Againſt him for what ſhould be made Apꝑe Juſtly Due, and the Said *Peter Ould* not Appeareing then nor now *Judgment is Therefore Granted* the Said *Jeſpher Winn* Againſt the Said Mr *Jne ffoxall* Security as aforeſaid for payment of Eighteene hundred pound of Tobo and Cask wth Coſts ſute *als* ex.

Smith ꝑ Land

Mr *Bryan Smith* hath Order Granted to pattent Three hundred Acres of Land in *New Kent* County on the north Side of *Mattapony* River about four miles in the woods and on the Branches of *Aquinteanocco* formrly Granted to Coll *Abrahall* and by him Aſſigned to

Mr

Mr *Geo: Light*, and by him Deferted Ent rights According to Cuſtome noe pattents to be Granted till next Court where *Light* is to Appeare & Defend this Order.

Rably vs Webb — *Whereas* it appeares to this Court by the Teſtimony of Lt Coll *Danll Parke* Eſqr Major *Theo: Hone* and Mr *Moore*. That the Land In Differrence Betweene *Tho: Rably* on behalfe of *Eliz: Rably* orpht Plt, and *Henry Webb* Defdt, That the Right of the ſaid Land is in *Eliz: Rably* Orpt, *It is Orderd* The ſaid *Tho: Rably* Survey the ſaid Land, and that the Said *Eliz: Rably* have a Pattent in her name, and that *Webb* pay Coſts Sute

Moſſe vs Pickett — The Sute betweene Wm *Moſſe* & *Blackmen Pickett* is Diſmiſt

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The Twentie ffifth Day of *September* 1674

[p̄ſent]

GOVERNOR Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr Coll *Swann* Coll *Bacon* Major Genll *Wood* Lt Coll *Parke Tho: Ballard* Coll *Jo: Bridger* Eſqrs

Jordane vs Meriwether — *Whereas* Mr *ffra: Meriwether* Did Exhibite to The Honoble Governor a Scandulous Peticon Againſt Lt Coll *Geo: Jordan* and The Said Mr *Meriwether* now Appeareing in Court and Acknowlidgeing his Error, & Humbly craves his Honors p̄don *The Court Doth Order* that the Said Mr *Meriwether* pay vnto the Said Lt Coll *Geo: Jordane* Reaſonable Charges

Buſhrode vs Whiteing — Mr *Henry Whiteing* Confeſſeth Judgment to Mr *Tho: Buſhrode* for payment of Two hundred and Eighteene pounds two ſhillings and four pence *ſterling* wth Coſts

Severall fined — Major *Tho: Davis* Capt *Jno Weſt* of *Accomack*, Mr *Iſaac Jacob* and Mr *Barnaby Karney* being ſum̃oned to be on the Grand Jury & They not Ap p̄eing *It is orderd* that Each of them be fined Two hundred pounds of Tobo and That the Sherriffe of *James Citty* County Receive the Said fines

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Afternoone

[p̄ſent]

GOVERNOR Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr Coll *Swann* Coll *Bacon* Major Genll *Wood* Lt Coll *Parke* Coll *Jo: Bridger* Eſqre

Manering vs Chamberlaine — In the Differrence betweene Mr *Stephen Manering* and *Tho: Chamberlaine* Vpon an Apple from *Weſtmerland* County Court about the ſaid *Chamberlaines* ffreedome, being fully heard, *It is Orderd* that the Order of *Weſtmrland* County Court be made Void, and that the ſaid *Chamberlaine* ſerve Seven yeares from his firſt Comeing into this Country According to his Indenture, and pay Coſts

Inv: *Poore* — *Wm Major* p̄ſents an Inventory vpon oth of the Eſtate of *James Poore* Decd Which is Orderd to be Recorded

Anderſon vs Haybeard — The Differrence Betweene *David Anderſon* & Major *Richard Haybeard* about Land is Refferred to an Able Jury of the Neighbourhood who are in Company with a Surveyor at ſuch time as they ſhall Appoint to Lay out the Said *Anderſons* Land According to his Pattent, and make Report Thereof to the next Genll Court

Reff

Reff *D: vs W.* — Refferrence betweene Efq^r *Diggs* and Majo^r *Walker* to the Third Day of the next Gen^ll Court, Vpon the Requeſt of Majo^r *Walker*

Greene Acquitted — *Sarah Greene* being Indited for murthering her Baſterd Child was by the Grand Jury found *billa Vera*, but a Jury of Life and Death being Impannelled Did bring in their Virdict not Guilty ſhe was Therefore Accquitted from the Said Inditem^t by ꝑclamacõn

Indian Condemned — *Harry* the Indian Indited and tryed for his Life for Stabbing of the Grand Jury brought in their Vird^t *billa Vera*, then a Jury of Life and Death was Impannelled, who now bring in their Virdict Guilty, Vpon which Virdict Sentence of Death paſt Againſt the ſaid *Harry* the Indian to be hanged by the neck vntill he be Dead

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The 26th *September* 1674

[ꝑſent]

GOVERNO^R Co^ll *Bacon* Co^ll *Swann* Majo^r Gen^ll *Wood* L^t Co^ll *Parke Tho: Ballard* Co^ll *Bridger* Efq^rs

Abrahall vs Morrice — *Whereas* it Appeares to this Court that *Geo: Morrice* Did Affault and Abuſe Co^ll *Rob^t Abrahall. It is Therefore Orde^rd*, That the Said *Geo: Morrice* be put out of all Offices both millitary and Civill vntill he gett ffreinds with the Said Co^ll *Rob^t Abrahall*, and that he Give bond for his Good Behavio^r

Edmonds &c vs Cockram — In the Differrence betweene *Cha: Edmunds John Pouncey & Roger Pouncey* P^ltts & *Joſeph Cockram* Defd^t About a Deed made by *Amph: Garraway It is Orde^rd* that the Said *Cha: Edmunds Jn^o Pouncey & Roger Pouncey* have the Severall Cattle & Horſes menc̃oned in the Said Deed with their Increaſe, and all other things therein Expreſſed, Except the man Servant which the Said *Cockram* is to have, and *it is further orde^rd* that *Edmunds* and *Pouncey* make Oath At the Court of *New Kent* what Other Eſtate there is of the ſaid *Amphilliday Garraways*, And if any *Cockram* to have it

Co^ll *Bacon vs Griffin* — *It is Orde^rd* that Cap^t *Rob^t Griffin* Comander of the ſhipp *Griffin* give bills of Ladeing to Co^ll *Bacon* for Twenty nine hoggsheads of To^bo the Slope man haveing made Oath he Deliver^d ſoe many aboard the ſaid Cap^t *Griffin* his ſhipp

Gwyn vs Whiteing — *Whereas* it Appeares that M^r *Henry Whiteing* Churchwarden of *Ware* ꝑiſh in *Glouceſter* County Did Illegally breake open the To^bo houſe of M^r *John Gwyn* miniſter of *Abington* ꝑiſh and alſoe breake Open a Hoggſhead of To^bo and take ꝑt of the ſame Away *and Whereas* the ſaid *Gwyn* hath beene at Greate Expence, and Received Damages by Reaſon of the Said M^r *Whiteing* his ſoe Doeing, *This Court Doth Therefore Order* that the Said M^r *Hen: Whiteing* pay vnto the ſaid M^r *John Gwinn* Sixteene hundred pound tobacco and Caske, w^ch is to be in full of all Coſts and Damages & that M^r *Gwyn* be noe more moleſted by neither ꝑiſh vntill it be Decided in which ꝑiſh he lives in

Mackclanaham vs Alford — Nonſuite is Granted *John Mackclanaham* Againſt Majo^r *W^m Alford* noe Declaracõn being Entred, *It is Therefore Orde^rd* that the ſaid Majo^r *Alford* pay Damages According to Act w^th Coſts Sute

Sherr

Sherr *Glo* *vs* Prifionr

It is the Opinion of This Court that the County of *Glouceſter* or Publique ought to pay the fees and charges that is Due the Priſioner that came out of the ſaid County Except her Victualls, her Goeing into priſion and her Comeing out which is To be paid by the priſioner

Hill vs Patridge

The Differrence Betweene Mr *Samll Hill* Attorney of Capt *Phill ffoſter* of *London*, and Mr *Samll Patridge* is by the Conſent of the Attorneys of both ꝑties Refferred to the Third Day of ye next Genll Court

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The 28th Day of *September* 1674

[ꝑſent]

GOVERNOR *Tho: Ludwell* Secr *Hen: Corbyn* Coll *Bridger* Eſqrs

Governor *vs* Admrs of Coll *Scarburgh*

It is Orderd that the Admſtrators of Coll *Edmd Scarburgh* Decd pay vnto the The Right Honble Sr *Wm Berkeley* Knt &c Twenty pounds *Sterling*

Coll *Swann*

The ſute betweene Mr *Tho: Arnold* and Mr *Ja: Biſſe* about a Seizure of A boate is Diſmiſt, *and Orderd* that Mr *Arnold* pay vnto Mr *James Biſſe* Two hundred pound of Tobo It being for the takeing vpp the ſaid Boate and his Trouble.

Mr *Dromonds* ordr Survey.

Coll *Tho: Liggon* is Appointed by this Court to Lay out the Land belonging to Major *Edloes* Orphants According to the pattents and the Ancient bounds Thereof and what waſt Land is within the bounds of the Said Pattents Mr *Wm Drommond* to have A Grant thereof Coll *Robt Winn* and Mr *Tho: Bowler* to have timely notice of Laying out the Same.

Major Genll *Wood Thos Ballard* Eſqr

Order *Accomack* ꝑ Indians

Upon the often Repeated of the Indians inhabiting on the Land ꝑtended to by Capt *Savage* on the *Eaſtern Shore*, that they are often Diſturbed notwithſtanding the Care of This Court to ꝓvent the Same by the Enquires of Coll *Stringer* Coll *Cuſtis*, Capt *Southey Littleton*, & Major *Edmd Boeman*, who have reported the titles both of the ſaid Indians and *Savage* to be Doubtfull, Yett in reſpect the Said Indians have alwaies beene in peace with us, it is neceſſary that they be Secured in their poſſeſſions *It is orderd* that the aforemenc̃oned four Gentlemen doth Enquire how much of ye Said *Savages* Land *John Kendall* Doth at ꝑſent poſſeſſe, within the bounds of the Land the Indians claime, and Doe Cauſe as much in Lieu thereof to be Layd out of the ſaid *Savages* Land Convenient to the Said Indians, to be freely poſſeſſed by them (Soe Long as they ſhall Live on it) without Diſturbance or moleſtac̃on of any ꝑſon, they paying to the Said Savage his heires Executors &c one yeare of Indian Corne yearly for Acknowledgmt (if . . . And becauſe it Appeares that the Said *Kendall* hath often threatened, Diſturbed and affrightned the ſaid Indians the aforeſaid four Gentlemen are Impowered and Required to take Securitie from him that he for the future doe not any waiſe Treſpaſſe vppon or Diſturbe the Said Indians, And *Harmonſon* is Acquitted from ye order of the Laſt Genll Court enjoyīng him to Appeare at this.

Weſt

Weft vs Wilfon

Whereas the Laft Genll Court Lt Coll *John Weft* had an order Againft the Eftate of Mr *Samll Arnold* in the hands of *John Wilfon* for payment of Two Thoufand one Hundred Sixty Six pounds of Tobo and Caske nine Hundred pounds of mufcovadoe Sugar and one able negroe with Cofts Sute vppon wch Said order Execucon Iffued and the Sherriffe of *new Kent* County haveing Seized Three negroes Claimed by the Said *Wilfon* to be his, *this Court Doth Adjudge* the Seizure to be Good. vppon the offer of the Said Lt Coll *Weft* in Court that the Said Three negroes be Returned to the Said *Wilfon* vppon payment of what they are Appraized at with Cofts.

From which Judgmt the faid *Wilfon* Appeales to the Affembly *It is Ordd* he give Security According to Act, Mr *David Anderfon* & *John Gigge* Security.

Afternoone

[ꝑfent]

GOVERNOR Sr *Hen: Chicheley* Knt *Tho: Ludwell* Secr. Major Genll *Wood Hen: Corbyn Tho: Ballard* Coll *Ja: Bridger* Efqrs

Coll *Ludwell vs Clarke*

Judgment is Granted Lt Coll *Phillip Ludwell* Againft Mr *Richard Clarke* Attorney of Mr *Geo: Lee* of *London* for payment of fforty *Sterl* being Due vppon two bills of Exchange ꝑfented with Damages According to Act of Affembly with Cofts Sute *als* ex.

Sr *Hen: Chicheley* Knt Prefident.

Coll *Swann* ordr *vs* Governors Servts

Whereas Tho: Morrice Tho: Edwards Jne Talbent Jne Howell and *Edward Day*, Carpenter Servants to the Honoble Governor and *Hugh Owen* Servant to Mr *Geo: Loyd* and *Jne* a negroe Servant to Mr *Richd James* hath Run away and Abfented themfelves from their faid mafters Two months *It is ordd* that the Sherriffe of *James Citty* County take Care that all of them be whipped (Except the Carpenter whofe Corporall punifhment the Governor hath Defired might be Remitted) and Each of them have thirty nine lafhes well layed on And the the Englifhmen Serve According to Act for their Runing away, And that Amongft [them] they Serve the Honoble Governor Two yeares for *Ja:* . . . (who was his Honors Servt) which they Loft And that the Damages Charges & Expences be Adjudged when brought in.

White vs Servants

It is ordd that *Tho: Morrice Tho: Edwards Jne Talbent Jne Howell Edward Day* Servants to the Honoble Governor and *Hugh Owen* Servant to Mr *Geo. Loyd*, Each of them After their time be Expired, Serve to Mr *Wm White* One yeare and a halfe It being for a boate ftoale away from him and . . . to the Value of Sixteene pound *fterl.*

Lawrence vs Servants

Whereas Jeremiah Mathewes, Evan Ward, and *John Buftone* Servants to Mr *Richd Lawrence* Did take the faid *Lawrences* fhallop and Run away and the Said *Mathewes* and *Ward* haveing Abfented themfelves from their Said mafters Service Two months, and Loft the fhallop and *John Buftone* who had Eight yeares and a halfe to ferve, and the faid Mr *Lawrence* haveing beene at Charges for the takeing of Them, *It is Ordd* that in full of all Damages which the faid Mr *Richd Lawrence* hath Suftained, That the Said *Jeremiah*

Jeremiah Mathewes, & *Evan Ward* Serve the ſaid Mr *Lawrence* Seven yeares Apeice after their time, by Contract Cuſtome or Indenture be Expired.

Yardly vs Dolby

Whereas the Differrence Betweene Mr *Argol Yardly* plt and *Ewd Dolby* Defdt about Land, was the Laſt Genll Court Refferred to Mr *Robt Beverly* Surveyor to Survey the ſaid *Yardlys* Land which he Accordingly Did and Report[s] to this Court that meaſuring the Said *Yardlys* Three Thouſand Acres, he found within the ſaid *Yardlys* bounds a Grant of four hundred Acres of a more Ancient Date than the Said *Yardlys*. *This Court have thought fitt and Doe Accordingly Order* that in Leiu of the four hundred Acres aforeſaid That *John Wallop* Surveyor (ſometime before the next Genll) ſurvey ffower hundred Acres of Land and Add it to the Said Mr *Yardlys* pattent Adjoyning the Same to the Said *Beverlys* Survey towards the head of the Creeke, p̄vided theire be ſoe much within ye Said *Yardlys* bounds, and make Returne thereof to the ffifth Day of the next Genll Court.

Place vs Stith

Whereas This Court hath this Day vppon the petic̄on of Mr *John Stith* taken the Long Depending Differrence betweene Mr *Rowland Place* Plt and the Said *John Stith* Defdt Concerning the bounds of A Tract of Land Known by the name of *Buckland* on the north Side of *James* River and in the County of *Charles Citty*, and after haveing Duly Waighed and Conſidered the Originall pattent Granted to Capt *Perry* Senior for Two Thouſand Acres, And a Subſequent Grant of ffifteene hundred Acres to Mr *Geo: Minyfy* on the behalfe of Capt *Hen: Perry* then an Orphan as Supoſed to Lye wthin the bounds of the Said Two Thouſand Acres, and a third pattent p̄tended to be Drawne vppon a Latter Survaigh, made by one *Goffe* and findeing all the Said pattents to Confine both the Said Graunts within the Two Creekes Called *herring* Creeke and *Oldmans* Creeke ſoe farr as the Said Creekes ſhall Ebb and flow, and haveing out of our Tender Care that Juſtice might Equally be Diſpenced to both p̄ties, Appointed Severall Surveyors Attended with able and Indifferrent Juries, the Virdicts and Reports of whome being Duly and Thoroughly Compared and Conſider'd, the Court for a finall End and Determinac̄on of the Said Differrence are vnanimouſly of Opinion and *Doe Accordingly order* that the Line Laſt runne by Major *Jno Lewis* Surveyor before the Jury then Aſſiſting him, be the bounds of the Said Land of *Buckland*, and that becauſe the Said *Stith* vppon the Said Survey was found a Treſpaſſer within the Said line, *It is orde'd* that he Quitt claime to that Land he held within it and pay the Said *Place* Twenty Thouſand pound of to^bo and Caske found Againſt him in a former Seſſion of this Court at ſuch payments as by the Said Order is Appointed.

The 29th *September* 1674

[p̄ſent]

GOVERNOR *Tho: Ludwell* Sec̄r *Hen: Corbyn* Lt Coll *Parke* Eſqrs

Carter vs Hatcher

The Differrence Betweene Lt Coll *John Carter* & Wm *Hatcher* is vppon the Requeſt of the Said Lt Coll *Carter* Refferred to the Aſſembly and *It is orde'd* that if the Said Lt Coll *Carter* be Caſt in the ſute, that he pay Damages as in Caſe of Appeales.

Coll

Co[ll] *Bacon*
Major *Wood*
Co[ll] *Bridger*
Tho: Ballard

Whereas the Laſt Gen[ll] Court there was an Order Concerneing the Lands of y[e] Indians wherein *it was Orde[r]d wherein it is orde[r]d* that the Severall ſherriffes bordering vppon the Indians, ſhould publiſh the Said Order, and they haveing failed Therein, Major Gen[ll] *Wood* is Deſired by This Court ſtrictly to Enquire into the Same and make Report thereof to the next Gen[ll] Court.

Browne vs ffeilding

Whereas M[rs] *Tabitha Browne* had a writt Directed to the ſherriffe of *Northumb[rld]* County for the Arreſting of *Ambroſe ffeilding* who was Accordingly arrefted & noe Security Returned *Judgment is Therefore Granted* the Said M[rs] *Tabitha Browne* Againſt the Said Sherriffe for payment of what ſhe ſhall make Appeare Juſtly Due the next Court, in Caſe the ſaid Sherriffe Doe not then Cauſe the *ffeilding* to Appeare

Lee & Buffe vs Hansford

Hen: Lee and *John Buffe* Sueing M[r] *Tho: Hansford* to this Court about the building of a ſloop. *It is Orde[r]d* that if the Said *Tho: Hansford* Doe not ffiniſh the Said ſloope by the ffourth Day of the next gen[ll] Court then the Said *Hen: Lee* and *Jn[o] Buffe* to have ſuch Damages Ag[t] the Said M[r] *Hansford* as this Court ſhall then Adjudge

Appleton vs Waugh & Steele

Whereas it Appeares to this Court that M[r] *John Waugh* hath Contrary to Law marryed an Orphan called *Reſtitute Whetſtone* to one *Math Steele* a man of noe Eſtate without any Licence and notwithſtanding he was forbidden by Cap[t] *Jn[o] Appleton* the Said Orphans Guardian and Others Soe to Doe, and *whereas* the Said M[r] *Waugh* hath beene fined Tenn Thouſand pound of Tob[o] and Caske According to Law for his ſoe Doeing at the County Court of *Weſtmerland*, and the Said Aecon of the Said *Waugh* being of a very Dangerous Conſequence, *It is Orderd* that the Said M[r] *Waugh* pay the ſaid Tenn Thouſand pound Tob[o] and Caske, According to the Order of the County Court and ſhall not hereafter marry any ꝑſon whatſoever, vnleſs he be Authorized Soe to Doe by the R[t] Honob[le] the Governo[r] and ſhall pay all Cap[t] *Appletons* Charges both Attorneys fees and Otherwiſe, and the Said *Math Steele* that marryed the Said Orphan is only to have the Vſue of the Land not Comitting any waſt therevpon and not to Diſpoſe of the Same or any ꝑt thereof, *and it is further orde[r]d* that Cap[t] *Appleton* ſhall have time till the Twentieth of *ffebry* next to Remove the Tenants and Stocke he hath Vpon the Said Land

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Afternoone

[ꝑſent]

GOVERNO[R] S[r] *Hen: Chicheley* Kn[t] *Hen: Corbyn* L[t] Co[ll] *Parke Tho: Ballard* Co[ll] *Bridger* Eſq[rs]

Grayham vs Langhorne

Jane Grayham wife of *John Grayham* petiẽoning to this Court that M[r] *Langhorne* and M[r] *Curle* hath Seized The Goods of her Said Huſband & Unjuſtly Detaines them, and in Regard the Said *Grayham* is in Priſion to Anſwer his Credito[rs] *It is Orde[r]d* that the woman have her wareing Apparrell her bedd & Furniture & neceſſarie ꝑviſions, and that Co[ll] *Prichard* Secure the Reſt of y[e] Said *Grayhams* Eſtate till the next County Court of *Warwick* who are to take Care of the matter

Stanley

Stanley vs Chetwood — In the Differrence betweene W^m *Stanley* and *Tho: Chetwood* Vpon an Appeale from *Lancaſter* County Court, *It is Orde'd* that the Order of That Court be made Void, and That The Said *Tho: Chetwood* pay vnto the Said W^m *Stanley* five hundred fifty fower pound of To^bo and Caske w^th Cofts Sute *als* ex

Grayham vs Curle — *Whereas* the Governo^r and Councell are Informed that one *Tho: Curle* of *Kickotan* hath taken away Severall Goods belonging to *John Grayham* and Carried them away and Vnjuſtly Detaines them, (*Grayham* being in ꝑſon, *It is Orde'd* that The Said *Curle* forthwith Deliver the Said Goods Vppon Oath to Co^ll *Rob^t Prichard* who is to Secure the Same till y^e next County Court of *Warwick*

Smith ꝑ Land — *Henry Smith* petiĉoning to this Court to Survey his Land on the North Side of *Rapp^a* River *It is orde'd* that one of the Surveyo^rs Appointed by the Lord ꝑprieto^rs pattent, Survey and Lay out the Said *Hen: Smiths* Land According to his pattent

Robinſon vs Burke — In the Differrence Betweene M^r *Chriſtopher Robinſon* Attorney of Co^ll *Potter* and *Jn^o Burke* vppon an A^pple from *Middleſex* County Court (about the Said *Burkes* ffreedome) *It is Orde'd by This Court* that the Said *Jn^o Burke* be free by Reaſon he was not Adjudged at A Court According to Act of Affembly, and that the Said M^r *Robinſon* as Attorney aforeſaid pay the Said *Burke* Corne and Clothes According to the Cuſtome of y^e Country, w^th Cofts

Stanley vs Stoneham — In the Differrence betweene *W^m Stanley* and *Henry Stoneham* Vppon an Appeale from *Lancaſter* County Court, *It is Orde'd* that the Ord^r of that Court be made Void, and that the Said *Henry Stoneham* pay vnto the Said *Stanley* Three hundred Eighty Seven pound of To^bo and Caske with Cofts Sute *als* ex

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The 1^ſt *October* 1674

[ꝑſent]

GOVERNO^R Co^ll *Bacon* Majo^r Gen^ll *Wood* L^t Co^ll *Parke Tho: Ballard* Eſq^rs

Farrar vs Whitacarr — M^r *Richard Whittacar* Confeſſeth Judgment to L^t Co^ll *W^m ffarrar* for payment of fifteene pound *Sterling* with Cofts Sute

Ord^r Wild Cattle — *It is Orde'd by this Court* that noe ꝑſon whatſoever Doe ꝑſume to Kill any wild Cattle without the Right Hono^ble the Governo^rs Licence vnder the penalty of paying Such fines as his Hono^r ſhall Thinke fitt, and That *Dennis Dolby* (being Sued to this Court by M^r *Rob^t Bray* for Comitting the Like offence, *It is orde'd* he give bond for his good behavio^r

Browne vs Greenely — L^t Co^ll *Phillip Ludwell* and Co^ll *John Cuſtis* the Laſt Gen^ll Court were Appointed to Examine the Accounts betweene M^rs *Tabitha Browne* and M^r *Edward Greenly* who Report to this Court that the Said *Edw^d Greenly* is Debto^r vppon the ballance of Account four pounds Thirteene ſhillings *Sterl* and Seven hundred pounds of To^bo and Caske for which ſaid Sum̃ the Said *Greenly* Confeſſeth Judgm^t to the Said M^rs *Browne* w^th Cofts noe Execuĉon to Iſſue for Two months from this Date

Palliſer vs Gwyn — The Differrence betweene M^r *Tho: Palliſer* and M^r *Humphrey Gwyn* about A Cart *It is orde'd* that the Order of *Glouceſter* Court be ſuſpended, and That they have a Rehearing of the Said Differrence before the Governo^r and Councell the Third Day of the next Gen^ll Court

ffarrell

ffarrell p̄ Admc̄on

Admc̄on is Granted Capt *Hubert ffarrell* Attorney of Mrs *Agnes Sumers* vppon all ſuch Eſtate that Doth belong to Mr *John Sumers* Deceaſed that is not already Adminiſtered vppon by Mrs *Tabitha Sumers* Capt *Wm White* in Court Enters himſelfe Security for Capt *ffarrells* Due Adminiſtrac̄on

Beverly vs Pate

Whereas there was a Pattent Granted to Mr *John Pate* and Capt *Robt Beverley* for Six Thouſand Acres of Land, and it being now in Diſpute *This Court are of Opinion* that the Right of the Land Doth belong to the Said Capt *Beverley* by Reaſon there was A Joynt tenancy Betweene them, and for that the Said Capt *Beverly* is the Survivor notwithſtanding the writeing paſt to Mr *Pate* in his Life time by ye Said Capt *Beverley*

Afternoone

[p̄ſent]

GOVERNOR *Tho: Ludwell* Sec̄r Coll *Bacon Hen: Corbyn* Majr Genll *Wood* Coll *Parke Tho: Ballard* Eſqrs

Ives vs Norrington

Whereas John Ives had an Execuc̄on Againſt *Edwd Norrington* which was Served Vpon him, and it now Appeareing that Laſt *Apprill* Court of *Lower Norfolke* the Said *Norrington* was Acquitted from the Said Execuc̄on. *It is Orde'd* by this Court that the Said Order of *Lower norfolke* Court be made void and that the Said *Norrington* be Seized by Vertue of that execuc̄on, and there Remaine vntill he pay the Said *Ives* his Debt, According to the Execuc̄on and firſt Order

Reff: *Witt vs Epps*

Refferrence betweene *Jno Witt* and *Sufanna Rawlins* plts and Lt Coll *Epps* to The Third Day of next Genll Court

Reff: *Soanes vs Batts*

Refferrence betweene Mr *Henry Soanes* and Mrs *Eliz: Batts* to the 3d next Genll Court

Somers Will

The nuncupative will of Mr *John Sumers* is by This Court Adjudged Good ſoe farr as Adminiſtrac̄on is made by Mrs *Tabitha Sumers* the Said Mr *Sumers* his Relict

Mr Sec̄r acquitt Ld

Thomas Ludwell Sec̄r Eſqr Doth in Court Acquitte all his Title That he hath to Two Thouſand nine hundred Acres of Land in *Henrico* County . . . by *Tho: Cock*

Coll *Kemp* Claime to *Pickis* Eſt

Coll *Math: Kemp* on the Behalfe of Mr *Edwd ffletcher* makes Claime to fforty Eight Thouſand pound of Tobacco and Caske Due from the eſtate of Mr *Joſias Pickis* Dec̄ed

Needles vs Wadding

Nonſuite is Granted Mr *John Needles* Againſt Mr *James Wadding* noe Declarac̄on being Entred. *It is Therefore Orde'd* the Said Mr *Wadding* pay Damages according to Act wth Coſts

R. *H vs W*

Refferrence betweene *Tho: Hill* and *James Wallace* to The Third Day of the next Genll Court

R. *H: vs H*

Refferrence betweene Mr *Tho: Hansford* and *Jeremiah Hooke* to the Third day of the next Genll Court, The ſame ſecurity to ſtand

R: *C: vs B:*

Refferrence betweene Mr *Richd Clarke* Attorney of Mr *Geo: Lee* of *London* & Mr *James Bray* to the next genll Court

Wyatt vs Sherriffe

Majr *Wm Wyatt* hath order Againſt the ſherriffe of *New Kent* County for the non-appeareance of Mr *Ambro: Clare* and Mr *Antho: Arnold*, for what he ſhall make Appeare Juſtly Due the next Genll Court, in Caſe he Doe not Cauſe them to then Appeare

Clayborne

Clayborne p̄ Land

Vpon The Petiçon of Co[ll] W[m] *Clayborne* Jun[r] *It is Orde'd* that ſuch a Quallified Surveyo[r] as he ſhall make Choice of Survey his Devident of Land vppon *Peanketank* Swamp According to the bounds of his Pattent, Giveing the Neighbours that Joyne Vppon him notice of Such Survey, who may if they will make Choice of another Surveyo[r] to Aſſiſt on their behalfs

Bernard vs Horton

The Differrence betweene M[r] *Richard Bernard* and *W[m] Horton* about Land is Refferred to an Able Jury, who are to be of the Adjacent Counties, and M[r] *W[m] Moſeley* Surveyo[r] to Lay out the Said (at Such time as they ſhall Appoint) According to the bounds of the Said M[r] *Richard Bernards* Pattent, and Report to the next Gen[ll] Court that Judgment may paſſe in the p̄miſſes.

Peeters vs Majo[r]

The Order that *W[m] Major* had for Land Deſerted by M[r] *Edm[d] Peters* is Suſpended till next Gen[ll] Court where the Said *Major* is to Appeare and Anſwer the Complaint of M[rs] *Eliz: Peters* y[e] Said M[r] *Peters* Relict

Bowler for Land

Vpon the petiçon of M[r] *Tho: Bowler* about Surveying his Tract of Land Conteyning Eleven hundred thirty four Acres *It is Orde'd* that M[r] *Rob[t] Beverly* and M[r] *Moſeley* Surveyo[rs] (before y[e] next Gen[ll] Court) Lay out the Said Land according as it was firſt Layd out p̄vided the Adjoyning neighbours have Due notice to be p̄ſent that noe Intrenchments be made on them, and that he have A pattent Accordingly, and further that the Same Surveyo[rs] Meaſure his other Land

Jones vs Sherriffe

Geo: Jones hath order Granted Againſt the Sherriffe of County (for the non appeareance of Cap[t] *Jn[o] Lord*, for w[t] he ſhall make Appeare Juſtly Due the next gen[ll] Court In Caſe the ſaid Sherriffe Doe not Cauſe the Said Cap[t] *Lord* then to Appeare

Wallace vs Hill

Thomas Hill Sueing *James Wallace* to this Court for Severall Tobaccoes and it Appearing that the Differrence of Accounts Betweene them was Refferred to M[r] *John Drayton* & M[r] *Tho: Cock*, who Did find that there was Due to the Said *Wallace* vppon the ballance of Accounts One Thouſand Nine hundred ninety ſix pound of Tobacco and Caske *It is orde'd* that their award be Confirmed and that the Said *Hill* Satisfie and pay the Said Some of Tobo and Caske with Coſts.

The 2[d] *October* 1674

p̄ſent

GOVERNO[R] Co[ll] *Bacon* Majo[r] Gen[ll] *Wood* L[t] Co[ll] *Parke Tho: Ballard* Eſq[rs]

Pallifer p̄ Land

Tho: Pallifer hath order Granted to take vpp and Pattent about one Hundred Acres of waſt Land Adjoyning to his Land in *Glouceſter* County. Entring Rights According to Cuſtome, M[r] *John Lewis* Appointed to Survey the Same.

Reff: *D. vs W.*

Refferrence Betweene *John Daniell* and *John Wilſon* to y[e] Third Day of the next Gen[ll] Court.

Order M[r] Minge

Whereas M[r] *James Minge* Doth now Confeſſe in Court that he Did Informe M[r] *Drommond* that their is Thirty Thouſand pounds of tobo belonging to *Jn[o] Edloe* orphane not Inventorried *This Court Doth therefore impower* the Said M[r] *James Minge* to make Inquiry into the Same and Report to the third Day of the next Gen[ll] Court.

Worts

Worts will explained

It is The opinion of This Court that the meaneing of *W^m Worts* will is . . . wife have one halfe of his Eſtate and his Child the other halfe.

Eſq^r *Corbyn vs Pickis*

Henry Corbyn Eſq^r on behalf of his Brother Claimes Eleven pounds odd money from the Eſtate of M^r *Joſias Pickis* Dec^d

Reff *Win vs Wil.*

Refferrence betweene *John Wilſon* P^lt and *Ja: Wilkins* Def^t vpon y^e Def^ts Requeſt to the Third Day of the next Gen^ll Court and the Security to Stand

Reff Co^ll *Jord: vs* Co^ll *Hall*

Refferrence betweene L^t Co^ll *Geo Jordane* Attorney of M^r *Gardner* & L^t Co^ll *John Hull* to the Third Day of the next Gen^ll Court vppon y^e Requeſt of the Said Co^ll *Hull.*

Roadum vs Cuſtis

Math: Roadum hath order Againſt M^r *W^m Cuſtis* he being Returned Security for the Appeareance of Cap^t *Dan^ll Jenifer* for w^t the Said *Math: Roadum* Shall make Appeare Due next Court, in Caſe he Doe not Cauſe the Said Cap^t *Jenifer* then to Appeare

Bray vs Littlepage

The order that M^r *James Bray* obtained Againſt M^r *Rich^d Littlepage* the Late High Sherriffe of *new Kent* County for the non appeareance of Docter *W^m Phillips*, the Laſt Gen^ll Court is Confirmed vnleſs he Cauſe the Said *Phillips* to Appeare the third Day of the next Gen^ll Court.

Potter vs Newell

The Difference betweene Co^ll *Potter* and the Eſtate of *Jona: Newell* is Refferred till next *Aprill* Court *and Orde^rd* that the Three Thouſand pound Tobo which is Received by Co^ll *Potter* and belonging to the Said *Newells* Eſtate Continue in y^e Said Co^ll *potters* Hands vntill the Sute is Determined

Hawkins p^d Admc̃on

Adminiſtrac̃on is Granted Cap^t *Tho: Hawkins* vppon all and Singular the Eſtate of *Tho: Lucas* Dec^d Cap^t *Rob^t Beverley* in Court, Enters himſelfe Security for Due Adminiſtrac̃on.

Reff *P: vs W*

Refferrence betw Co^ll *Potter* and Co^ll *Warner* Senio^r till *Aprill* Court next.

Watkins vs Hotherfell

Phillip Watkins who marryed the Relic̃t of *Lewis Atkins* & Daughter of *John Peete* haveing Arreſted *John Hotherfell* as marrying the Relic̃t of the Said *John Peteete* & Petic̃oning for one Hundred Acres of Land in *Yorke* County *It Appeares to this Court* that the Said *Peteete* Did Convey the Same Land in his Life time to the Said *Lewis Atkins* his Sonne in Law Some years before his Death *and it is the pinion of this Court* that the Right of the Eſtate of the Said Land is in the Said *Watkins* his wife as Daughter to the Said *Peteete and Orde^rd* that *Hotherfell* and his wife Aſſigne over the Eſcheate formerly Granted to her, *Watkins* paying the Reaſonable Charge of the Eſcheate And that *Hotherfells* wife have her thirds of the Said Land During her Life

Hull vs Legate

Upon Reading the petic̃on of Co^ll *John Hull* as being y^e Adminiſtrator of *Thomas Williamſon*, The Queſtion being putt whether the Said Co^ll *John Hull* have Joyned Iſſue in the Sute of *W^m Legate* and that Sute by the Court of *Rapp^a* County Refferred vntill further notice of the matter Could be had out of *England* might afterwards bring in a new plea *Viz^t*, That by an Ac̃t of Aſſembly noe Acc̃on Laid Againſt him for Debts made by *Williamſon* in *England* if not for Goods or money Imported hither *This Court vnanimouſly Reſolved* that Co^ll *Hull* ought to be Allowed Such plea Soe farr as it was Advantageous to him.

Reff: *B: vs W:*

Refferrence By Conſent Betweene M^r *W^m Breſſie* P^lt and M^r *Tho: Woodward* Def^t to the Third Day of the next Gen^ll Court.

Pickis

Pickis vs Arnold

Whereas Jaſias Pickis Attorney of *Elizabeth Pickis* Admſtratrix of Capt *Jos: Pickis* Decd Did Commence Sute to this Court Againſt Mr *Antho: Arnold* for Recovy of Certaine bonds bills and Accounts for Tobacco Due from Severall ꝑſons to the ſaid Capt *Pickis* Amounting to neare One Hundred Thouſand pound of Tobacco which were Left by The Said Capt *Pickis* in the hands of the Said *Arnold* as by A Liſt of the Same Appeareth and the Said *Anthony Arnold* ꝓduceing to this Court a Releaſe from vnder the Capt *Pickis* his hand which hath Some what a Later Date then the Said *Arnolds* Receipt as aforeſaid which is Diſcharge of all Debts and Accounts betweene him the Said *Arnold* and the Said *Pickis*, which the Said *Arnold* wold have made vſe to Diſcharge his Receipt for the bonds bills and Accounts Left in his hands as aforeſaid, Butt *for as much as* it Appeares to this Court by the Very Diſcharge and alſoe by the Teſtimony of Coll *Dan*ll *Parke* that the Said *Arnold* had Lately Acknowlidged to him that the Releaſe was only made as to ꝑticular Accounts betweene Capt *Pickis* and the ſaid *Arnold* & had noe Relacon to the Said Receipt for the Said bonds bills & Accounts Left in his his hands by The Said Capt *Pickis*, which all at Laſt was Alſoe Acknowlidged by the Said *Arnold, This Court therevpon & vppon heareing what was Inſiſted vppon by Either ſide Doe thinke ffitt & Soe order* that the Said *Anthony Arnold* ſhall on the Third Day of the next Genll Court Deliver vnto the Said *Joſias Pickis* Attorney of the Said Adminiſtratrix of the Said Capt *Pickis*, all the Said bonds bills And Accounts Soe Left in his hands According According to the Said Liſt, and alſoe therevppon Declare whether he or any ꝑſon for him hath Received any of the Tobacco Due vppon any of them, & if he hath, then to be Accountable for the Same to the Said Attorney & pay him what be Due therevppon

All matters and Cauſes Vndetermined by This Court is Refferred to the first Day of the next Genll Court, which is to be held the 16th Day of *November* next, to which Day this Court Adjornes

Teſt

Hen: Hartwell
Cl Con

AT A meeteing at the Governoʳ Chamber at *James Citty* the 5th Day of *Octobeʳ* 1674

[p̄ſent]

SR *WM BERKELEY* Knᵗ Governoʳ &c Coˡˡ *Tho: Swann Hen: Corbyn Tho: Ballard* Coˡˡ *Jo: Bridger* Eſqʳˢ

Mʳ *Secʳ vs Bland*

Tho: Ludwell Seᾱr Eſqʳ Complaineing to this Court that he hath Received many greate Abuſes from Mʳ *Gyles Bland, This Court Doth order* that the ſherriffe of *James Citty* forthwith take into his Cuſtody the Said *Gyles Bland* vntill he Give bond with Sufficient Security for five hundred pound *Sterling*, for his Good behavior and for the Anſwering the aforeſaid Complaint the fifth Day of the next Genˡˡ Court

Whitfeild p̄ Land

Vpon the Petiᾱon of *Mathew Whitfeild* on the Behalfe of the Orphans of Mʳ *Walter Bruce* Deᾱed, *It is Ordeʳd* that he Survey the orphans ſeven hundred Acres of Land in *Nanzemond* County, and what Surpluſage Land is found within the bound or waſt Land Adjoyneing the Orphans to have A Grant thereof Ent rights According to Cuſtome

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The 8th *Octobeʳ* 1674

GOVERNOᴿ *Tho: Ludwell* Seᾱr Coˡˡ *Bacon Hen: Corbyn* Lᵗ Coˡˡ *Parke* Eſqʳˢ

Ordʳ about Rights

It is ordeʳd by This Court that what Receipts of Certificates was Given by any Clarke belonging to Mʳ *Secretaries* office, before the Removeall of the Said Office from *Laurences* be Authentique, vnleſs they were bought from the Clarkes which they themſelves are to make Good

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The 10th Day of *Octobeʳ* 1674

[p̄ſent]

GOVERNOᴿ *Tho: Ludwell* Seᾱr *Edwᵈ Diggs Hen Corbyn* Lᵗ Coˡˡ *Parke* Eſqʳˢ

Hull p̄ Land

Lᵗ Coˡˡ *John Hull* petiᾱoning to this Court that whereas there was a Differrence Betweene him the Said Coˡˡ *Hull* and Mʳ *Martin Gardner* as Gardian to Mʳ *Tylers* Orphans about Land, which, Said Land was According to an order of *Weſtmerlᵈ* County Court Surveyᵈ and Layd out by Mʳ *Gayloʳ* and Mʳ *Horton* According to the Said Coˡˡ *Hulls* Pattent, and the Land Claimed by Mʳ *Gardner* as aforeſaid was found to be within the Said Coˡˡ *Hulls* bounds, *It is now Ordeʳd by this Court,* (& Conſented to by the Said *Gardiners* Attorney Coˡˡ *Wᵐ Cole*) that the Said Coˡˡ *Hulls* Land be Confirmed to him and that he hold the ſame According to his pattent and the aforeſaid Survey not Hindering the Orphans future Claime

AT A Genll Court held at *James Citty* 18th *Nobr* 1674

ꝑſent

THE RIGHT HONOBLE THE GOVERNOR & *Tho: Ludwell* Seĉr Coll *Nath Bacon* *Tho: Ballard* Eſqrs

Whereas wee have beene Informed that thoſe Inhabitants of *New Kent* who are Liſted to ſerve in the Militia on horſe back are Comanded to muſter once Every month neir the houſe of Lt Coll *Collier* to their Great vexaĉon and much Loſſe of their time for wch they have noe publique order and a fine of Two Hundred of tobo impoſed vppon eury ꝑſon who abſent themſelves from ſuch too frequent muſters wch is Contrary to Aĉt of Aſſembly, and not warranted by any Authority. *It is therefore Orderd* that for the future eaſe of the Inhabitants of the whole Colony as well as of that County in ꝑticular that (until it ſhall be further orderd) there be noe muſters either of the Horſe or foote but at the moſt Convenient places and only three times in Every yeare (*viz*) *caſter* *Whitſentide* & *Chriſtmas* hollydays if the weather will ꝑmitt and that all fines hitherto Impoſed as aforeſaid are Remitted, and the ſherriffe Comanded not to Leavy the ſame and Becauſe it is a ſcandall & Diſparragemt to ye Melitia of ye Colony that the officers thereof ſhould ſell Drinke by Retayle *it is orderd* that Lt Coll *Collier* doe forthwith either Deſiſt from ſelling Drinke either by himſelfe or others for him, or Quit his Comand in the Regimt of Horſe for the Said County of *New Kent* and the ſherriffe of ye Said County is *hereby Orderd* to Give him Speedy notice of this Order

AT A Genll Court held at *James City* 17th *November* 1674

[p̄ſent]

SR *WM BERKELEY* Knt Governor & *Tho: Ludwell* Secr Coll *Bacon Tho: Ballard* Eſqrs

Whereas Mr *Richd Littlepage* had an Order the Laſt Gennll Court for payment of fower Hundred pounds of Tobacco and Caske it being allowed him for an Office of Coroner; and *New Kent* County Refuſeing Payment, *It is the Opinion of this Court*, that the ſaid County ought to pay the Coroners ffees it being a Cuſtome in other Counties

Jones p̄ Ld

Capt *Wm Jones* hath order for five Hundred Acres of Land on the north Side of *Mattapony* Adjoyneing to Mr *Jno Sheares* formerly Granted to *Toby Weſt* and by him Deſerted, Ent Rights According to Cuſtome

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Afternoone

Buſhrode vs Clarke

WHEREAS Mr *Tho: Buſhrode* had a Writt Directed to the ſherr of County for the Arreſting of Mr *Wm Loyd* who was Returned Arreſted and Mr *Henry Clarke* Security, *Judgment is therefore Granted* to Mr *Tho: Buſhrode* Againſt the ſaid Mr *Clarke* Sec as aforeſaid, for what he ſhall make Appeare Juſtly Due the next Court, vnleſs he Cauſe the Said *Loyd* to Appeare

Jd *vs* Jd

Judgmt is Grant to Mr *Tho: Buſhrode* as above

Breſſie vs Hardie

Mr *Wm Breſſie* Sueing *Jno Hardie* to this Court for Land the Said *Hardie* by a writeing vnder his hand Relinquiſhes all his Right to the Said, and Mr *Tho: Woodward* vppon his Oth Declares that the Said Land was in Mr *Breſſie It is therefore Orderd* that the Said Mr *Hardies* pattent be made Void, and that Mr *Breſſie* have a Pattent for the Said Land.

Lightfoote vs Deane

Whereas the Differrence Betweene Mr *Phill. Lightfoote* and *Ralph Deane*, was in *Aprill* Court Laſt Refferred to A Jury who Returnd their Verdict vnder their hand to this Court where

Exit Ex Corp

It is Orderd that the Verdict of the Said Jury be Confirmed and that the ſaid *Deane* pay vnto the Said Mr *Lightfoote* fowerteen Hundred pounds of Swecte Sented tobacco & Caske being found Due by the Said Jury wth Coſts

ffoſter vs Goſſe

The Order that Capt *Phill ffoſter* Obtained in *November* 1673 for an Extent Againſt the Lands of *Jno Goſſe* in *New Kent* County, is Renewed, and *It is orderd* that the ſherr of *New Kent* County putt the Said Capt *ffoſter* or his Attorney vnto poſſeſſion of the Said Land

Webb vs Hull

Nonſuite is Granted *Wm Webb* Againſt Lt Coll *Jno Hull* he not Appeareing to p̄ſecute *It is therefore Orderd* he pay Damages According to Act with Coſts and, that he peaceably and Quietly Enjoy his Land Vnleſs Coll *Hull* ſhew Cauſe this time Twelve month

Rogers vs Hull

Wm Rogers hath nonſute Granted him Againſt Coll *Hull*, he not Appeareing to p̄ſecute *It is therefore Orderd* he pay Damages According

According to Act wth Costs, and that he peaceably and Quietly Enjoy his Land Vnless Coll *Hull* Shew Cause this time Twelve month.

Withrington vs Hull — *Edwd Withrington* hath nonsuite Granted him Against Coll *Hull* he not Appeareing to ꝑsecute *It is therefore Ordered* he pay Damages According to Act wth Costs, and that he peaceably and Quietly Enjoy his Land Vnlesse Coll *Hull* shew Cause this time twelve month

Hawly vs Hull — *Edwd Hawly* hath nonsuite Granted him Against Coll *Hull* he not Ap ꝑeing to ꝑsecute, *It is therefore Ordered* he pay Damages According to Act wth Costs, and that he peaceably and Quietly Enjoy his Land Vnlesse Coll *Hull* Shew Cause this time twelve month

fford vs Wyatt — *Peter fford* nonsuites Major Wm *Wyatt It is Ordered* he pay Damages Accord to Act wth Costs

Jones vs Sherr — The Order that Mr *Geo: Jones* Obtained the Last Genll Court Against the sheriffe of *Westmerland* County for the nonap ꝑeance of Capt *Jno Lord* is now Confirmed and *it is Ordered* that the Said Sherr pay vnto the Said Mr *Jones* Sixteene hundred Sixty three pounds of Tobo and Caske wth Costs Sute

Hanly ꝑ Land — *Phillip Hanly* hath Order Granted to take vp and Pattent 100 Acres Land Lying on *Pudding* Creeke in the *East* River formerly Granted to *Marke ffofter* & by him Deserted Ent Rights According to Custome

Smith & Buckner ꝑ Land — Vpon the Peticon of Mr *Laurence Smith* and Mr *Anthony Buckner*, *It is Ordered* that they have Seven yeares time Granted to them for the Seateing of Seven hundred & Sixteene Acres of Land in the freshes of *Rappa* it being a frontier Plantacon

Richd Cradle hath order Granted to Survey two hundred Acres of Land Granted to his ffather Lying on the *North* River in *Glouceſter* County and what Surplus of Land is found within the bounds he to have a Grant thereof Ent Rights According to Custome ꝓvided he ꝓjudice noe former Grant

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The 18th *November* 1674

[ꝑsent]

GOVERNOR Mr *Secretarie* Coll *Bacon Tho: Ballard* Esqrs

Major Genll *Richd Bennett* Esqr to pay vnto *Godfry Hunt* for one Thousand thirty Two foot of boards and Three hundred pounds of Tobo & Caske for his Trouble and Expenses for Comeing vp to *James Citty*

Broack vs Sorrell — Refferrence Betweene *Benjam: Broack* and *Robt Sorrell* till next Court by The Desire of Mr *Sorrell*

James vs Beckinham — In the Differrence Betweene Mr *Richd James* and Mr *Robt Beckinham* who marryed the Relict & Admtrix of . . . vppon an Appeale from *Lancaſter* County Court. *It is Ordered* that the Order of that Court be made voyd & that the Said Mr *Beckinham* as aforesaid pay vnto the Said Mr *James* Six hundred Seventy pounds of Tobacco & Caske wth Costs

Bray vs Clarke — *Whereas* In the Differrence Betweene Mr *James Bray* & Mr *Richard Clarke* Attorney of Mr *George Lee*, it Appeares to this Court that

that the Said Mr *Lee* hath by Severall Letters Impowred the Said Mr *Bray* to Doe Severall Buſſineſs for him, and the Said Mr *Bray* Exhibbiting an Account to this Court Amounting to twenty Eight pounds *Sterling* Wherein it Appeares that he hath beene at Greate Troubles and Done Severall Buſineſſes for the Said Mr *Lee*. *It is therefore Orderd* by this Court that there bee Twenty pounds *Sterling* Deducted out of Mr *Brays* bill of twenty five pounds Eight ſhillings and Tenn pence, & that the Said Mr *Bray* pay the Ballance of his Bill to the Said *Clarke* Attorney as aforeſaid

Peters ꝑ Land

Mrs *Elizabeth Peters* on the Behalfe of her Sonne *Jno Petters* hath Order to Pattent One hundred thirty fower Acres of Land in *Yorke* County formerly Surveyed by her huſband Mr *Jno Peters* Ent Rights According to Act

Wright & *Lofden* ꝑ Land

Jno Wright and *Cornelius Lofden* hath Order Granted to Pattent fower hundred fifty Seven Acres of Land Lying ꝑt in *James Citty* County & ꝑt in *Charles Citty* County formerly Granted to *Curtis Land* and for want of Seateing by him Deſerted Ent Rights According to Cuſtome

Browne vs Sherr

The Order that Mrs *Tabitha Browne* had the Laſt Genll Court Againſt the ſherriffe of *Northumbrld* County for the nonapꝑeance of of Mr *Ambroſe ffeilding* now Confirmed *and it is Orderd* that the

Ex Corp

Said Sherriffe pay vnto the Said Mrs *Browne* twenty fower pounds *Sterling* due from the Said *ffeilding* vppon ꝑteſted bills of Exchange wth Coſts and Damages According to Act wth Coſts Sute *als* ex

Harloe vs Smith

The Sute Betweene Mr *Jno Harloe* & Mr *Henry Smith* the heire of Lt Coll *Smith* is Diſmiſt

Halley vs Littlepage

James Halley Attorney of *Jno Stakey* Executor of *Martin* hath Judgmt Againſt Mr *Richard Littlepage* he being Returned Security for Lt Coll *Collier*, for wt ſhall be made Appeare Juſtly due the next Court vnleſſe he Cauſe Coll *Collier* then to Appeare

The 18th Day of *november* 1674 the Governor and Councell then Sitting was the firſt time that Mr *Gyles Bland* Entred any Plea Againſt Mrs *Anna Bland*

Beverly ꝑ Land

Capt *Robert Beverly* hath order for one Thouſand Acres of Land on the South Side *Chickahominy* maine Swamp formerly Granted by Pattent to *Peter Gill* and *Henry White* & ſince to Mr *ffra: Kirkman* & *Tho: Batts* & by Them Deſerted Ent Rights According to Cuſtome

Loyd vs Servt

Whereas Mr *Geo: Loyd* hath beene at one Thouſand pounds of Tobacco Charge for the Takeing and bringing home his Servant *Hugh Owen*. *It is Orderd* that the Said *Hugh Owen* Serve According to Act for the one Thouſand, and for the time he was Abſent from his Said maſter wch is menc̃oned in a former Order of this Court

Lt Coll *Jno Smith* Attorney of Mr *Richd Tyler* of *London* hath Order Againſt the Sherr of *Yorke* County for the nonapꝑeance of Mr *Edwd Cheeſeman*

The 19th *November* 1674

[ꝑſent]

GOVERNOR Mr *Secretarie* Coll *Bacon* Lt Coll *Parke Tho: Ballard* Eſqrs

Mrs

Mrs *Haddon*

Mrs *Jane Haddon* Widdow and Relict of Doctor *ffra: Haddon* decēd Peticōning this Court for her bedd and firniture & Severall other neceſſaries for her Parraphenalia, *It is Orderd* by this Court that the Said Mrs *Haddon* be Allowed out of her huſbands Eſtate to the Value of twenty pounds *Sterling*

Mr *Secr vs Haddon*

Tho: Ludwell Eſqr is Orderd to be paid out of the Eſtate of Doctor *ffra: Haddon* Decēd Two Thouſand pounds of Tobacco and Caske next after the widdow and children are Sattisfied

Bray vs Littlepage

The Order that Mr *James Bray* Obtained the Laſt Genll Court Againſt Mr *Richard Littlepage* Late ſherriffe of *New Kent* County for the non Appeareance of Doctor Wm *Phillips* is now Confirmed *and it is Orderd* that the ſaid Mr *Littlepage* pay vnto the Said Mr *Bray* ffourteene pounds tenn ſhillings *ſterling* wth forbeareance According to the ſaid *Phillips* bond wth Coſts

Lee & Buſſe vs Hanſford

Whereas Mr *Thomas Hanſford* is obliged by an obligacon of Tenn Thouſand pounds of tobo and Caske to *Hen: Lee* and *Jne Buſſe* for the finiſhing of a Sloope, *It is Orderd* by this Court that if the ſaid Mr *Tho: Hanſford* Doe not by the 2th of *January* next finiſh the ſaid ſloope that then the ſaid *Hanſford* pay Tenn Thouſand pounds of Tobo and Caske According to his bond and that the ſaid Sloope be Deliverd to the ſaid *Lee* and *Buſſe* in as good a Condicon as the ſaid *Hanſford* Received the ſaid Sloop from them

Hanſford vs Hooke

Whereas the Differrence Betweene Mr *Thomas Hanſford* and *Jeremiah Hook* was by the Deſire of the Attorney of the ſaid *Hook* the Laſt Genll Court Referrd to the third Day of this Court where the Said *Hooke* not Appeareing, *It is Orderd* that the Said *Jeremiah Hooke* Give Security to the Said Mr *Hanſford* for payment of what Damages the Said Mr *Hanſford* ſhall Recover the next Genll Court Againſt the Said *Hooke*

Timſon vs Pidgeon

Whereas In the Differrence Betweene Mr *Samll Timſon* and Capt *Richd Pidgeon* about the Damages of nine hoggſheads of Tobacco it Appeares to this Court by Severall Evidences that the men belonging to the Sloope wherein the Tobacco was Damnified were all a ſhore and that it was through their neglect and the Said *Timſon* haveing made oth in Court that the Said Nine hoggſheads of Tobacco Did Really and *Bone fide* Coſt According to his Invoyce Sent out of *England* fourty pounds four ſhillings & three pence *Sterling*. *It is therefore Orderd* by this Court that the Said Capt *Richd Pidgeon* pay the ſaid Some of fourty pounds four ſhillings and three pence *Sterling* vnto the ſaid *Timſon* wth Coſts Sute

ffarreſt p̄ Land

John ffarreſt hath order Granted to Survey his Devident of Land in *Glouceſter* County on the north Side of *Gardens* Creeke and what Surplus of Land within his bounds or waſt Land Adjoyning he to have A Grant thereof Entring Rights According to Cuſtome, p̄vided it Doth not p̄judice former Grant

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Afternoone

[p̄ſent]

GOVERNOR *Tho: Ludwell* Secr Coll *Bacon* Lt Coll *Parke Tho: Ballard* Coll *Bridger* Eſqrs

Lt

L[t] Co[ll] *Ludwell* Secr

Thomas Ludwell Eſq[r] Secretarie of State for this Colony of *Virg[a]* being bound for *England* vppon the Countries Service, Doth in Court Depute Authorize and Appoint L[t] Co[ll] *Phillip Ludwell* in his Place and Stead.

Woodward vs Norfworthy

Whereas the Differrence Betweene *Thomas Woodward* P[lt] and M[r] *Thomas Norfworthy* Defd[t] about Killing of Horfes was Refferred to an Able Jury of the neighbourhood to fine the fact who Report to this Court that they find the Defend[t] guilty of the fact, *It is orderd* by this Court that the Juries virdict be Confirmed and that an Able Jury of the Neighbourhood Adjudge of the Damages and Report to the next Court held for the *Iſle of wight* County who are to paſſe Judgment Accordingly with all Coſts Sute According to Act.

Moore vs Breffie

In the Differrence Betweene *W[m] Breffie* & *Geo Moore* Vppon an Appeale from the virdict of a Jury Appointed by the *Iſle of wight* County Court about ℔jury Charged by M[r] *Breffie* to the Said M[r] *Moore It is Orde[r]d* by this Court (vppon the ſubmiſſion of the ſaid M[r] *Breffie*) that M[r] *Breffie* Pay vnto M[r] *moore* fifteene pounds *Sterling* by bills of Exchange & all Coſts of Sute

Gofling vs Tatem

The Differrence Betweene Cap[t] *Edw[d] Gofling* M[rs] *Eliz: Tatem* Executrix of M[r] *Jn[o] Tatem* about a Claime of Severall Tobaccoes Againſt M[r] *Tatem*s Eſtate is Refferred to M[rs] *Tatem*s oth, what Goods ſhee Knows her Said Huſband Rec̃ed of the Said Cap[t] *Gofling* and what Tobacco her huſband paid, And to pay Noe Moore then w[t] ſhe ſhall not Cleare vppon her oth.

Wilkins vs Claiborne

Refferrence Betweene *James Wilkins* and Co[ll] *W[m] Claiborne* to the third Day of the next Gen[ll] Court by Conſent of both ℔ties.

The 20[th] of *November* 1674

℔ſent

GOVERNO[R] M[r] *Secretarie* Co[ll] *Bacon* L[t] Co[ll] *Parke Tho Ballard* Co[ll] *Joſeph Bridger* Eſq[rs]

Refferrence Betweene *Edw[d] Diggs* Eſq[r] and majo[r] *Walker* to the third Day of the next Gen[ll] Court.

Hill vs Patridge

Jn[o] Johnſon Attorney of M[r] *Sam[ll] Patridge* Confeſſeth Judgment to M[r] *Sam[ll] Hill* Attorney of Cap[t] *Phill ffofter* for Payment of Eight Thouſand pounds of Sweete Sented Tobacco and Caske and five pounds fourteen ſhillings and Seven pence *Sterling* According to *Patridge*s obligac̃on w[th] Coſts Sute *als* ex

Bird vs Minge

Majo[r] *Tho: Milner* is Appointed to be in the Roome of Cap[t] *Rob[t] Beverley* Surveyo[r] to Survey and Lay out the Land in Differrence Betweene *Tho: Bird* and M[r] *James Minge* According to the Laſt Courts order (the 10[th] Day of *Jan[r]y* next) and Report to next Gen[ll] Court.

Soanes vs Batts

Judgment is granted M[r] *Henry Soanes* Againſt M[rs] *Eliz: Batts* Extrix of M[r] *Tho: Batts* Dec̃ed for payment of Two Thouſand of Tobacco and Caske w[th] Coſts, it being in ℔t of the ſaid *Batts* his Obligac̃on to the Said *Soanes* for Land Sold by the Said *Soanes* to the ſaid M[r] *Batts*

Reff *Godwin vs Bland*

Refferrence Betweene M[rs] *Anna Bland* Adm̃trix of *Theo: Bland* Eſq[r] and Co[ll] *Tho: Godwin* Admtrix of M[r] *W[m] Burgh* Dec̃ed to the 3[d] Day of the next Gen[ll] Court

Ballard

Ballard vs ffrodefham — *Whereas Tho: Ballard* Efq^r had a writt Directed to the fherriffe of the County of *Weftmerland* for the Arrefting of M^r *Jn^o ffoxall* who was accordingly Arrefted and M^r *Jn^o ffrodefham* Returned Security and the faid *ffoxall* not not Appeareing Judgment is therefore G^rtd to the faid *Tho: Ballard* Efq Againft the Said M^r *Jn^o ffrodefham* Security as aforefaid for Payment of Two Thoufand five hundred pound of Tobacco and Caske & five pounds *Sterling* w^th Cofts The Said M^r *ffrodefham* to have Liberty to bring the faid M^r *ffoxall* in next Court According to Act

Robinfon p̄ Land — *It is the Opinion of this Court* that the Right of the Land Entred by *Jonathan Robinfon* w^th Co^ll *Blake* is in the faid *Robinfon and orde'd* that the faid *Robinfon* Survey and Pattent the Same Entring Rights According to Cuftome

Dangerfeild — M^r *Jn^o Dangerfeild* the Laft Gen^ll Court being fined for not Appeareing To Teftifie his Knowlidge in a Differrence Betweene M^rs *Browne* and Co^ll *Goodrich.* and it Appeareing this Court that the faid M^r *ffeilding* was made Incapeable by Sicknefs, *It is therefore ordered* that the fine be Remitted

The Same Ord^r is G^rtd to M^r *Benjamin Goodrich*

Pallifer vs Gwynn — The Differrence Betweene M^r *Tho: Pallifer* and M^r *Humphry Gwynn* about a Cart *It is Orde'd* that the order of *Glouceſter* Court be Reverfed and that the faid M^r *Gwynn* pay vnto the Said *Pallifer* four pound five fhillings Due by the Said M^r *Gwynns* bill and Twelve hundred pounds of To^bo and Caske in full of all Cofts and Charges of this Court and *Pallifer* to pay the Cofts of *Glouceſter* Court, and that M^r *Gwynn* have a horfe of the faid *Pallifer* for foe long time as the faid *Pallifer* had the faid M^r *Gwynns* horfe

Goodrich vs Browne — M^r *Benjamin Goodrich* hath order for five Days Attendance at *James Citty* and for his Comeing and Goeing to and from *James Citty* being Sumoned by M^rs *Tabitha Browne* in a Differrence Between her and Co^ll *Tho: Goodrich It is Orde'd* the Said M^rs *Tabitha Browne* pay him According to Act w^th Cofts *als* ex

M^r *Jn^o Dangerfeild* hath the fame ord^r as M^r *Goodrich* hath—

M^r *W^m Potts* hath the Same ord^r as M^r *Goodrich* hath—

Wallace vs Hill — Nonfuite is Granted to *James Wallace* Againft *Tho Hill* he not Appeareing to p̄fecute, *It is therefore Orde'd* the faid *Hill* pay Damages According to Act w^th Cofts *als* ex

Roberts vs Lefcalliot — In the Differrence of Land Between *W^m Roberts* and *Alice* his wife P^lts and *Geo: Lefcalliot* Defd^t it Appeareing to this Court that the Said *W^m Roberts* made noe Claime from the yeare 1660 to 1669 of the Said Land, *this Court therefore Adjudge* that he is Barred Dureing his Life According to Act of Affembly

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Afternoone

[p̄fent]

GOVERNO^R S^r *Hen: Chicheley* Kn^t *Tho. Ludwell* Secr̄ Co^ll *Nath Bacon* L^t Co^ll *Parke Tho: Ballard* Co^ll *Jo: Bridger* Efq^rs

Refferrence Betweene *Witt & Rawlins* & the Com^rs of *Charles Citty* County till the 3^d Day of next Gen^ll Court

Winflow vs Wilkins — The Differrence Betweene *Jn^o Winflow* and *James Wilkins* is by the Defire of the Said *Wilkins* Attorney, Refferred to the next

next Genll Court, *and it is Orderd* that the former Security ſtand vntill the Said *Wilkins* Give new Security to ſtand the Award of the next Genll Court

Jordan vs Hull Judgment is Granted Lt Coll *Jordan* Attorney of Mr *John Gardiner* of *London* Againſt Coll *John Hull* Executor of Mr *Tho: Williamſon* for payment of ffifty Seven pounds & four ſhilling *ſterl* wth Coſts it being for goods Sent by the Said *Gardner* by *Williamſon* into this Country

Ex Corp

Wright vs Dare The Differrence Betweene Mr *Wm Wright* and *Wm Dare* is Refferred to Lt Coll *Jne Lear* & Major *Thomas Milner* to Examin the Accounts Betweene them & State the whole Cauſe and Report to this Court tomorrow moring

Wyatt vs Ford Major *Wm Wyatt* hath Liberty till the next Court to make Appeare that Coll *Abrahalls* Pattent was not ꝓduced to the Jury in a Differrence Betweene *fford* and him

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The 21th *November* 1674

THE Same Court

Mr *Tobias Handford* makes Claime Againſt the Lands of Mr *John Bryan* for Payment of Thirty one pounds *ſterling, and it is orderd* that the Leaſe Lett by the Said Mr *Handford* by power from the ſaid *Bryant* be Good and Authentique

Wright vs Dare The Differrence this Court Depending Betweene *Wm Wright* Plt Agt *Wm Dare* Defdt This Court haveing Refferred the Accounts and Cauſe to be ſtated by Lt Coll *John Leare* and Major *Tho: Milner* who haveing (after heareing all ꝑties and Examining all Papers) Reported to this Court that the Said *Wright* did Deliver and Conſigne to the Said *Dare* Sixty Buſhells of Salt Sixty ſeven Gallons and halfe of Rum fower hundred fifty Six pound of Sugar, Two Barrells of molaſſes, One hundred pound of Bread One hundred and fifty pound of flower, fower felt hatts three pounds of Powder one flagon & one Baſon, and five ꝑe of ſhoes to be Diſpoſed of by the Said *Dare* for the Bennefitt of the Said *Wright* in this Country, & that the Said *Dare* ought to Give the Said *Wright* Account and Satisfacõn for the ꝓduce thereof as it was Sold by him in this Country and alſoe the ꝓfitts of one third ꝑt of the ffreight and paſſengers the Barke *Hopewell* made from *Virga* to *Barbados* and from *Barbadoes* to *Virga* againe, And alſoe that the Said *Dare* ought to pay *Wright* Twenty one pound Thirteene ſhilling and four pence being the Said *Dare* his ꝓporcõn of Sixty five pound paid by the Said *Wright* for the whole hyre of the Said veſſell, and ſave *Wright* Harmeleſs from a Debt of Three pound one ſhilling & Six pence due to one *Ralph* *And this Court haveing Veiwed and Examined the Said Report and heard what Cann be Alleadged on Either Syde Doe herby Confirme the Same and Order* that the Said *Wm Dare* ſhall fortwith pay vnto the Said *Wm Wright* the Said Twenty one pounds Thirteene ſhillings & four pence and Shall forthwith Give vnto the Said *Wm Wright* good Security that he the Said *Wm Dare* will the first Day of the next Genll Court, give vnto the Said *Wm Wright* or his Attorney a Juſt and true Account vppon his Oth & pay him the full ꝓduce for what he

he fold the aforefaid Goods for in this Country and alfoe at the Same time give vnto the Said *Wright* a Juft & true Account and payment of the third ꝑte of the ꝑfitts of the Said Veffell by freight or paffengers to and from the *Barbadoes*

There being a Caufe Depending in this Court Wherein M^r^ *Gyles Bland* is Conferned, The Said M^r^ *Bland* not Speakeing to his Caufe But Reflecting wholy on this Court

Refferrence Betweene *Math Roadum* & Cap^t^ *Junifer* (vppon the Requeft of Cap^t^ *Beverly*) till the third Day of the next genn^ll^ Court

Refferrence Betweene *Geo: Reeves* and *Richard Sanchy* to the Third Day of the next genn^ll^ Court

M^r^ *Secr vs* M^r^ *Bland*

Whereas Thomas Ludwell Secretarie of State for this Colony of *Virg^a^* did at the Laft Seffion of the Grand Affembly Complaine that Goeing from the Affembly to his owne houfe on *Satturday* the third Day of *October* and findeing there S^r^ *Henry Chicheley* Kn^t^ and M^r^ *Gyles Bland* was by the Said *Bland* (without any other ꝑvocation then giveing his Opinion as one of the Counceil vppon a Petic̃on ꝑferred by the Said *Bland* Two or three Dayes before to the Governo^r^ and Councell, and Reproveing him for Speakeing Scandaloufly of the Councell) moft Barbaroufly and Contrary to the Laws of Hofpitallity and humane Society abufed and Called *pittyfull fellow puppy* and *Sonn of a Whore, and Whereas* the Secretarie Did further Complaine that the Said *Bland* takeing one of his gloves without his knowlidge or Confent did Ignominiouſly ꝑfumptuouſly and Vnworthyly nayle the Same vpp at the State houfe Doore with a moft falce and Scandalous Libell which Contayned thefe words that the owner of that Glove was a Sonn of a Whore mechanniek ffellow puppy and a Coward Which Barbarous Behavior the whole Affembly Refenting as a Publique Affront as well becaufe the Said Secretarie was a Publique minifter as for that the Said *Bland* had Dared to fix his Glove and the aforefaid Libell at their Gates on a *Sunday* and Dureing their Seffion did by an Addreffe from the Burgeffes to the Governo^r^ & Counceil Defire that the Said *Bland* might be Compelled to Appeare at the next gen^ll^ Court theire to Anfwer the Complaint of the Said Secretarie on the Behalfe of himfelfe and the Said Affembly and he being Accordingly Orde^r^d to Appeare before this Court on the fiveth Day being the 20^th^ of this Inftant *November* where all the aforemen-c̃oned Barbarous and Infolent Behavio^rs^ being by full and Cleare Evidence ꝑved, and the Said *Bland* haveing nothing material to Say in his Defence but Rather Adding to his former Crimes by braveing the Co^rt^ it Selfe, *It is therefore Orde^r^d* that the Said *Bland* Doe Immediately Acknowlidge the Horrid Injuries he hath Done the Said Secretarie and Aske him Publique forgiveneffe in Court for the Same (Which he Did but in Soe Slight and Scornefull a manner as Rather fhewed a further Comtempt of the Said Secretarie and the Whole Court, then a Submiffion to their Order) that he Give ꝑfent and Sufficient Security for his Good behavio^r^ for the future and that he pay to the Publique as a fine for his Contempt of its Authority five hundred pounds *Sterl* and forthwith Give Good Security for the payment of the Same within Two yeares after the Date of this Order which is to be paid Accordingly Vnleffe within that time he Cann gett the Said fine Remitted by an Order from his ma^tie^ and the Lords of his moft Hono^ble^ Privy Councell

The

The Order that majo^{r} *W^{m} Wyatt* Obtained Againſt the ſherriffe of *New Kent* County the Laſt Genn^{ll} Court, for the non appeareance of M^{r} *Ambro: Clare* and M^{r} *Antho: Arnold* is now Confirmed

Evans vs Curle

Whereas their was Differrence Betweene *Thomas Evans* P^{lt} and *Tho Curle* Defd^{t} at the laſt *Eliz: Citty* County Court & the ſaid *Tho: Curle* Appealeing to this Court where he not Appeareing. *It is ord^{r}d that* the ord^{r} of y^{e} Court be Confirmed & that the ſaid *Curle* pay Damages According to Act in Caſe of Appeales wth Coſts Sute *als* ex

Proffer p^{d} Land

Vppon the Petic̃on of *Tho: Proffer* that the *Nanzaticoe* Indians having Deſerted the Lands Layd out for them by Publique Authority & have not Lived on it this Two yeares Laſt paſt. *It is ord^{r}d* that the Said *Proffer* have Liberty to Seate his Land within the Said Bounds if his Petic̃on be true.

M^{rs} *Anna Bland* being Arreſted at the Sute of M^{r} *Gyles Bland* and M^{r} *Rowland Place* Returned Security Judgment is therefore Granted the Said M^{r} *Bland* Ag^{t} the Said M^{r} *Place* for w^{t} ſhall be made Appeare the next Genn^{ll} Court. In caſe M^{rs} *Bland* Appeare not.

M^{r} *Gyles Bland* hath alſoe an other ord^{r} to the ſame Effect Ag^{t} M^{r}. *Place*

The Court Adjourned to y^{e} firſt Day of *March* next

Teſt

Hen: Hartwell

At a Genn[ll] Court held at *James Citty* the firft Day of *March* 1674

ꝑſent

SR W[M] *BERKELEY* Kn[t] Governo[r] &c S[r] *Henry Chicheley* Kn[t] Collonell *Thomas Swann Thomas Ballard* Eſq[r]

The Court Entred.

The 3[d] Day of *March* 1674/5

[ꝑſent]

MR *NATH BACON* L[t] Co[ll] *phill Ludwell* M[r] *Ja: Bray* and L[t] Co[ll] *W[m] Cole* are made Choice of to be of the Councell.

Harriſon vs Winn

M[rs] *Abigall Harriſon* hath Judgm[t] Granted Againſt M[r] *W[m] Winn* Security for the Appeareance of *Tho: Cely* for what ſhall be made Appeare Juſtly Due the next Court, vnleſs y[e] ſaid *Winn* Cauſe the ſaid *Tho: Cely* then to Appeare

Walton ꝑ Land

M[r] *W[m] Walton* hath order Granted to take vpp and pattent Two Hundred Acres of Land Lying in *Accomack* County at *pocomack* formerly Granted to *W[m] Brittingham* and by him deſerted, Entring Rights According to Cuſtome

Moſeley Beverly ꝑ Land

Cap[t] *W[m] Moſeley* and Cap[t] *Rob[t] Beverly* hath order Granted to pattent Eight Hundred Acres of Land on y[e] S. E. Side of *Occupation* Creeke form[r]ly Granted to *Vincent Stamford* & by him deſerted Ent Rights According to Cuſtome.

L[t] Co[ll] *Smith Et als vs Auſtin*

L[t] Co[ll] *Jn[o] Smith* and *Rich[d] Young* & M[r] *Rich[d] Baily* Guardians to *Conqueſt Wyatt* Sueing *Bartholemew Auſtin* to this Court about a Leaſe Lett by the *Cheskyake* Indians. *It is the Opinion of this Court* that the Leaſe is good, *and it is Orde[r]d* that One hundred and fifty Acres of Land be Layd out by the Surveyo[r] of the County According to the Said Leaſe and that the ſaid *Auſtin* Enjoy the ſame, and if it Appeares that the ſaid *Auſtin* hath Lett to Leaſe any more Land then his Leaſe Expreſſeth then he to pay the Charges of the ſurvey and Coſts

M[rs] *Bland* ord[r] Inv:

M[rs] *Anna Bland is Orde[r]d* by this Hono[ble] Court to bring in a Juſt and true Inventory vppon her Oath of her Huſband *Theo: Bland* Eſq[r] his Eſtate to the next Genn[ll] Court which was Orde[r]d the Laſt Genn[ll] Court but by miſtake of the Clarke it was Omitted

Ord[r] M[r] *Bland*

It is Orde[r]d that the ſherriffe of *Charles Citty* County Lett his Deputy Attend vppon M[r] *Gyles Bland* to and att Every Gen[ll] Court

Major vs Marſh

W[m] Major on behalfe of the widdow of *James Poore* Dec[d] Enters Claime by his peticon filed Laſt Court Againſt the Eſtate of *Clem[t] Marſh* Dec[d] for Sixteene pounds Tenn ſhilling & Six pence, for which the ſaid *Marſh* bound over Certaine Negroes

Plover ꝑ Land

Vppon peticon of *Jn[o] Plover, It is Orde[r]d* that Cap[t] *Rob[t] Beverley* Survey and Lay out his -600- Acres of Land purchaſed of *Abraham Sharpe* Lying in *Rapp[a]* County According to the true Intent and meaneing of his Deed

Mackclañ vs Curle

Jn[o] Mackclanaham nonſuites *Tho: Curle* noe Declaracon being Entred, *It is therefore Orde[r]d* that the ſaid *Curle* pay damages According to Act w[th] Coſts Sute *als* ex

Idem

Idem vs Idem — *Jn°* *Mackclanaham* nonſuites *Tho: Curle* noe Declaracõn being Entred, *It is therefore Orde'd* that the ſaid *Curle* pay damages According to Act w^th^ Coſts Sute *als* ex

Co^ll^ *Warner* p̄ Land — L^t^ Co^ll^ *Auguſtin Warner* hath Seven yeares Liberty granted him to Seate his Tract of Land Lying on the maine Swamp of *Mattaponi* River Containeing Tenn Thouſand & 100 Acres It being Remote

Jacob vs Savage — There being a Differrence Betweene *Iſaac Jacob* and *Rowland Savage* in *Accomack* County Court and the Said *Jacob* Appealeing to the Laſt Genn^ll^ Court where he not Appeareing nor now, *It is ord^rd^* that the Opinion of that Court be Confirmed and that the Said *Jacob* pay damages According to Act w^th^ Coſts of Sute, Vnleſs he ſhew Good Cauſe this Court to the Contrary

Williams vs Co^ll^ *Kendall* Sec *Savage* — *Jn°* *Williams* hath ord^r^ Againſt Co^ll^ *W^m^* *Kendall* Security for the Appeareance of *Jn°* *Savage*, for what damages ſhall be Awarded the next Court, vnleſs the Said Co^ll^ *Kendall* Cauſe the Said *Savage* then to Appeare

Sorrell vs Sherr̄ — M^r^ *Rob^t^* *Sorrell* hath Order Againſt the Sherriffe of *James Citty* Coñ for the non-appeareance of M^r^ *Andrew Reader* for what ſhall Appeare Due the next Court, the ſherr̄ to have Liberty to bring the ſaid *Reader* to the next Court According to Act

Sorrell vs Sherr̄ — M^r^ *Rob^t^* *Sorrell* hath order Againſt the ſherriffe of *Glouceſter* County for the non-appeareance of *Rob^t^* *Collis* for what ſhall be made Appeare Juſtly Due the next Court, Vnleſs the ſherr Cauſe the Said *Collis* then to Appeare

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Afternoone

[p̄ſent]

SR *W^M^* *BERKELEY* Kn^t^ Governo^r^ &c S^r^ *Hen: Chicheley* Kn^t^ Co^ll^ *Nath Bacon* *Tho: Ballard* Eſq^r^ Co^ll^ *Jas. Bridger*

Wright vs Halley — *It is Orde'd* that M^r^ *Jn°* *Wright* Attorney of *Rich^d^* *Ellis* Exto^r^ of M^r^ *Dan^ll^* *ffloweres* Dec^d^ Keepe the Said *ffloweres* Eſtate in his hands till this time twelve month where the Credito^rs^ is to make their Claimes and if within that time theire Appeare noe better Claime then is made by *Ja: Halley* Attorney of *Jn°* *Tuckey* Ext^r^ of *Alexand^r^* *Martin* Dec^d^ then the Said *Halley* as Attorney aforeſaid is to be paid his Juſt dues, as farr as the Eſtate will Goe

Halley Thorpe — The Differrence Betweene *James Halley* Attorney of *Jn°* *Clarke* Eſq^r^ and M^r^ *Otho Thorpe* and M^r^ *Pendexter* is Refferred till *September* Court next

Barnard vs Horton — *Whereas* the Differrence Betweene M^r^ *Rich^d^* *Barnard* P^lt^ and M^r^ *W^m^* *Horton* Defd^t^ about Land, was the Laſt *September* Court Refferred to an Able Jury of the Adjacent Counties and Cap^t^ *W^m^* *Moſely* Surveyo^r^ to Survey and Lay out the Said Lands According to M^r^ *Barnards* pattent and to begin at the beginning popular, *It is now Orde'd* that the Said Order be Renewed, and the ſherriffe of the Severall Adjacent Counties are hereby Strictly Comanded to Impannell an Able Jury in Each Countie of Juſtices and others And that they Survey and make Report Accordingly to *September* Court next where Judgment is to paſſe in the p̄miſes The time of the Survey is to be Appointed by Cap^t^ *W^m^* *Moſeley* as an Indifferrent p̄ſon, due notice being given to M^r^ *W^m^* *Horton* and the ſ^d^ *Barnard*

Marble

Marble Marjorum — It Appeareing to this Hono^ble Court by oath that *Bennett Marjorum* Did Bequeath his Eftate vnto M^rs *Agnes Marble* wife of M^r *Geo: marble It is therefore orde^rd* by this Court that *James Alfapp* deliver vnto the Said M^r *Marble* in R^t of his wife the faid *marjorums* Eftate Vppon his Oath, and that the faid M^r *marble* Enjoy the fame he paying his Juft debts

Witt & Rawlins vs Com^rs — The Differrence Betweene *Jn^o Witt* and *Rich^d Rawlins* who marryed the Two orp^ts of *Walter Daux* Dec^d P^lt and y^e Commiſſio^rs of *Charles Citty* County defd^ts is Refferred to y^e next Aſſembly.

Gofling vs Tatem — Judgment is Granted Cap^t *Edw^d Gofling* Againſt M^rs *Eliz Tatem* Executrix of M^r *Jn^o Tatem* Deced for payment of Sixteene pounds Eight Shilling & Six pence *Sterling* or the value of y^e money in Tobacco after the Rate of Tenn ſhillings ℔ hundred w^th Cofts Sute *als* ex ———— Cap^t *Gofling* haveing made oath that it was for Goods Left in the Said M^r *Tatems* hands to be Diſpoſde of for the faid Cap^t *Goflings* vſe & that he Rec̃ed noe Satisfac̃on

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The 4^th *March* 1674/5

[℘ſent]

GOVERNO^R *Edw^d Diggs* Eſq^r Co^ll *Bacon Tho: Ballard* Eſq^r Co^ll *Jos. Bridger*

Buſhrode vs Loyd — M^r *Tho: Reade* by vertue of a Letter of Attorney from *W^m Loyd* Confeſſeth Judgment to M^r *Thos: Buſhrode* for payment of One Hundred & nineteen pounds *Sterling* w^th Cofts

Bryan ffined — *Charles Bryan* fined Two Hundred pounds of Tobacco he being Sumoned on a Grand Jury & not Appeareing.

Co^ll *Swann*
Co^ll *Bacon*

Linney vs Bradford — Judgment is Granted M^r *Rich^d Linney* Aſſigne of *Tho: Dolby* Againſt M^r *Rich^d Bradford* for payment of One Thouſand pounds of Live porke with Cofts, *and It is ordered* that y^e Order of *Cha: Citty* County Court that paſt Againſt the Said *Bradford* concerning this debt be made void.

Linney vs Brent — M^r *Rich^d Linney* Appealeing from the Judgment of *Stafford* County Court in a differrence depending Betweene him the faid *Linney* and M^r *Geo: Brent* Attorney of *James Clifton* and the Said M^r *Geo: Brent* not Appeareing to Anſwear the Appeale, *It is therefore orde^rd* that the order of *Stafford* Court be Reverſed and that the Said M^r *Geo: Brent* Attorney as aforefaid pay vnto the Said M^r *Rich^d Linney* five pounds Thirteene Shillings and Tenn pence *Sterling* Due vppon y^e ℘teſted bills of Exchange w^th damages for y^e ℘teſts & all Cofts Sute

S^r *Hen: Chichely* Kn^t

Momford vs Co^ll *Swann* — Judgment is Granted M^r *W^m momford* Againſt Co^ll *Thomas Swann* for payment of forty pounds *Sterling* by bills of Exchange w^th Cofts

Councello^rs ſworne — Co^ll *Phill Ludwell* and M^r *James Bray* Sworne Councello^rs.

[℘ſent]

[p̄ſent]

GOVERNOR S^r *Hen Chicheley* Kn^t *Edw^d Diggs* Co^ll *Bacon* Co^ll *Swann* Co^ll *Beale* *Tho: Ballard* Eſq^r Co^ll *Bridger* Co^ll *Ludwell* Secr *James Bray* Eſq^r

Diggs vs Walker — Refferrence Betweene *Edw^d Diggs* Eſq^r and Majo^r *Tho: Walker* to Third of the next Gen^ll Cout by the Requeſt of majo^r *Walker* he being Sick

Gilbert Acquitted — *Robert Gilbert* being Indited for murthering L^t Co^ll *W^m Alford* the Grand Jury brought in their Virdict *billa Vera* then a Jury of Life and death was Impannelled According to Law, who bringing their Virdict Homecide by miſadventure the ſaid *Rob^t Gilbert* was therefore Acquitted by p̄clamac̄on.

Hansford vs Hook — Refferrence Betweene M^r *Tho: Hansford* & *Jerm: Hooke* till the third Day of the next Gen^ll Court M^r *Sam^ll Auſtin* in Court Engages to bring the ſaid *Hooke* (if alive) to next Court, or Elſe ſtand the Award of the next Court.

Potter vs Newell — The Differrence Betweene Co^ll *Cutbert Potter* and M^rs *Eliz Newell* is Refferred to Cap^t *Rob^t Beverly* who is the firſt Day of y^e next Gen^ll Court to Audite the Accounts Betweene them & Report thereof to that Court.

Hansford ord^r p̄ Eſt — M^r *Tho: Hansford* petic̄oning to this Court that his wifes Brother *Rich^d Jones* is Lately dec̄ed before he Came to full Age and Leaving an Eſtate behind him (in the poſſeſſion of M^r *Rob^t Hubert* who is Likewiſe Deced) that he may have the Eſtate in the Right of his wife, *This Court doth Order* that the ſaid M^r *Tho: Hansford* forthw^th take into his Cuſtody y^e ſaid Eſtate and that he Enjoy the Same

Ballard vs Owners — Judgment is Granted *Tho: Ballard* Eſq^r Againſt the Eſtate of the Owners the Owners of the Shipp *poſt horſe* for payment of Eighteene pounds Tenn pence *Sterling* w^th coſts being due vppon p̄teſted bills of Exchange for Impoſt money vppon y^e Said Shipp *poſt horſe* and *It is orde^r d* that Cap^t *moore* p̄duce what Eſtate he hath In his hands of the ſaid Owners.

Revett vs Young — *Vincent Young* Appealeing from the Judgment of *Stafford* County Court in a Differrence there Depending Betweene him the Said *Vincent Young* & *Jonah Revett* and the Said *Young* not Appeareing to p̄ſecute, *It is therefore Orde^r d* by the Court that the Order of *Stafford* Court be confirmed and that the Said *Young* pay Damages According to Act as in Caſe of Appeales w^th Coſts Sute *als* ex

Ord^r *vs* Seamen — *Whereas* it Appeares to this Court that *W^m Gilbert* & *Rob^t Gudiford* Seamen to Cap^t *Roger Newham* have Committed Severall misdemeano^rs by Very Abuſive Language and by Reſiſting the Said Cap^t *Newham*. *It is Orde^r d* that the Said Cap^t *Newham* Tye them to the Capſtone and Give them Such Puniſhment as he ſhall thinke fitt and if the Said *Gilbert* and *Gudiford* ſhall Reſiſt him, then a Magiſtrate is to p̄cure him Aſſiſtance from the Shore for the Execuc̄on of this Order but vppon their Submiſſion and p̄miſes of their future Dilligence, then it is Left to the Diſcretion of the Said Cap^t *Newham*

The 5^th^ Day of *March* 1674/5

[p̄ſent]

GOVERNOR *Edw^d Diggs* Eſq^r Co^ll *Bacon Hen: Corbyn* Eſq^r Co^ll *Bridger* Co^ll *Ludwell* Deputy Sec̄r *Ja: Bray* Eſq^r

Refferrence

Refferrence Betweene *Thomas Hill* and *James Wallace* till the third Day of the next Genn[ll] Court

Sherwood vs Pardoe

Judgment is Granted M[r] *W[m] Sherwood* Againſt *Phill Pardoe* for payment of three Thouſand pounds of tobacco and Caske w[th] Intreſt According to his Obligac̃on w[th] Coſts

In The Differrence Betweene M[r] *Rich[d] Weſt* and *Rich[d] Parker* is Diſmiſt

The Differrence Betweene M[r] *Rich[d] Weſt* and M[r] *Nich: Wyatt* is Diſmiſt

Wilkins vs Claibornes

In the Differrence Betweene *James Wilkins* P[lt] and Co[ll] *W[m] Claborne* and Cap[t] *Tho: Claiborne* Defd[ts] about the ſaid *Wilkins* his wages. *It is Orde'd by this Court* that the Said *Wilkins* be paid his wages According to Agreement, And that *James Wilkins* Give Security to the Said Co[ll] *Claiborne* and Cap[t] *Claiborne* to Save them harmeleſs for his bringing off a man from *Jemaca* and that the Said *Wilkins* Exhibite an Account vppon his Oath of the p̃duce of the Tobaccoes and Good Sould at *Jamaca* by him for the ſaid Co[ll] *Claiborne* and Cap[t] *Claiborne* before Co[ll] *Bacon* who is by conſent of the p̃ties to Examine and State the whole Cauſe and his Reſult therein to be a finall Determinac̃on, and that they pay Coſts

Winflow vs Wilkins

The Differrence Betweene *Jn[o] Winflow* P[lt] and *Ja: Wilkins* Defd[t] about Twenty hoggſheads of Tobacco Shipped Aboard of the *Claibornes Adventure*, is by the Conſent of both p̃ties Refferred to the finall Determinac̃on of Co[ll] *Bacon*

Trammell vs Wyth

Vppon the Oath of Cap[t] *Moore* that *Tho: Trammell* Came into this Country but for four yeares *It is orde'd* that he be Acquitted from his Service, and that M[r] *ffra: Wyth* his maſter pay him Corne and Clothes According to Cuſtome w[th] Coſts

Halley vs Collier

M[r] *W[m] Collier* by his Attorney Confeſſeth Judgment to *James Halley* Attorney of *Jn[o] Tuckey* for payment of Sixty Six pounds *ſterl* w[th] Coſts, but noe Execuc̃on to Iſſue in Six months time in which time he hath Liberty to make Appeare his Juſt Diſcompts

Rodeham vs Cuſtis

Whereas in *September* Court Laſt M[r] *Math: Rodeham* Obtained Judgment Againſt M[r] *W[m] Cuſtis* Security for the Appeareance of Cap[t] *Dan[ll] Jenifer* and the Said *Jenifer* not Appeareing. *It is Orde'd* that the former Order be Confirmed, and that the Said M[r] *W[m] Cuſtis* Security as aboveſaid pay Vnto the Said *Math: Rodeham* Eight Thouſand Six hundred pounds of tobo and Caske According to Cap[t] *Jenifers* Obligac̃on w[th] Coſts

Verneys ord[r]

It is Orde'd that *Peter Varney* who Marryed the Daughter of *Jn[o] Delony* be forthwith paid all Such Eſtate as is to him in the Right of his wife from the Eſtate of the Said *Jn[o] Delony*

Afternoone

[p̃ſent]

GOVERNO[R] *Edw[d] Diggs* Eſq[r] Co[ll] *Swann* Co[ll] *Bacon Hen: Corbyn* Eſq[r] Co[ll] *Beale* Co[ll] *Bridger* Co[ll] *Ludwell* Dep[ty] Sec̃r *James Bray* Eſq[r]

Co[ll] *Swann vs Momford*

It is Orde'd that Seventeene pearles that are Wanting of the Necklace by Receipt vnder the hand of M[r] *Momford* be Diſcompted out of the Judgment and Charges which the Said M[r] *Momford* Obtained Againſt Co[ll] *Swann* According to the firſt Value

Welbeck

Welbeck vs Coll *Swann*

In the Differrence Betweene *Richd Welbeck* Plt and Coll *Tho: Swann* Defdt vppon an Appeale from *Surrey* County about Eleaven hundred Ninety five pounds tobacco and Caske for the Said Coll *Swanns* Quitt Rents being fully heard, And the Said *Welbeck* makeing Oath that he paid the Said Tobacco to Coll *Stegg, It is therefore Ordrd* that the Order of *Surrey* Court be made Void and that the Said Coll *Swann* pay the faid Some of Eleven hundred Ninety five pounds of Tobacco and Caske wth Cofts

Sr *Hen: Chicheley* Knt *Andrſon vs Heybeard*

The Order that paſt Betweene *David Anderſons* and Major *Richard Heybeard* the Laſt *Septembers* Court about Land is now Renewed *And It is Ordrd* that the Jury and Surveyor Lay out the faid Lands (at fuch time as they ſhall Appt) According to Mr *Anderſons* pattent, and to Examine Such Evidences as ſhall be ꝑduced to them, and the ſherriffe is hereby Strictly Comanded to Empannell the Jury, and that Report be made thereof to the next Genll Court, And that the ſherriffe now in being Appeare at the next Genll Court, there to Anſwer for his Contempt for not Obeying this Courts former Order

Wyatt vs Duke

Mr *Antho Wyatt is Ordrd* to be paid by *Wm Duke* who marryed the Admtrix of *Wm Bird* Dećed According to Act for Settling the Eſtate of the Said *Bird* wth Cofts

Admćon *Culpp*

Adminiſtrać̃on is Granted Mrs *Mary Culpeper* Widdow and Relict of Mr *Jno Culpeper* late of *Accomack* Dećed Vppon all and Singular the Said Dećedts eſtate, ſhe Giveing Good Security to ꝑforme the Said Admić̃on, And that a true and Juſt Account of the Said Eſtate may be truly Knowne, *It is Ordrd* that Capt *Wm Cuſtis* Mr *Jno Sheppard* Mr *Obedience Robinſon* and Mr *Alexandr Adiſon* or any three of them at Some Convenient time before next Genll Court Inventory and Appraize all and Singular the Said Dećdts Eſtate, And that the Said Admtrix at the Said next Genll Court ꝑſent the Said Inventory Vpon her Oath to be Recorded According to Law And *It is further Ordrd* that the Said Admtrix have twelve months time from the Date hereof to Satisfie Debts due from the Said Eſtate. The Appraizers to be Sworne before Some Magiſtrate of that County

Coll *Jno Cuſtis* has Entred himſelfe & Given bond as Security for the Said *Mary* to ꝑforme Due Admin̄con

Culpp ꝑ parapha

Mrs *Mary Culpeper* Widdow and Relict of Mr *Jno Culpeper* Dećed *is Ordrd* to be paid out of her Huſbands Eſtate fifty pounds *Sterling* in the name of her ꝑaphanalia, It Appeareing that his Eſtate Came by Marryage with her

Bryans Ordr

The County Court of *New Kent is Ordrd by this Court* to Examine the Complaint of *Cha: Bryan* and what he hath paid Towards the Eſcheateing of Eight hundred Acres of Land and Report to next Noe Execuc̃on to Iſſue vppon ye order of that Court concerning ye Matter till further heareing of the Cauſe

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The 6th of *March* 1674/5

[ꝑſent]

GOVERNOR *Edwd Diggs* Eſqr Coll *Bacon Hen: Corbyn* Eſqr *Tho: Ballard* Eſqr Coll *Bridger* Coll *Ludwell* Deptȳ Sec̃r

Rawlins vs Caſſinett Ex Corp

Whereas Edw^d Rawlins Did bind himſelfe an Apprentice to a Shipp Carpenter and the Carpenter Aſſigneing him to M^r *Laurence* who Aſſigned the Said *Rawlins* to *Arnold Caſſinett*, and It Appeareing that the Said *Rawlins* hath beene Imployed as a Comon Servant *It is therefore Orde^rd* he be free and that the Said *Caſſinett* pay him Corne and Clothes According to Act w^th Coſts

Ord^r *vs Procter*

It is Orde^rd that the ſherriffe of *James Citty* forthwith Goe and Secure *Geo: Procter*, and him in his Cuſtody to Detaine without baile, and that the Sherriffe bring him to this Court on *Monday* morning, then & there to Anſwer what ſhall be Objected Againſt him & that the Sherriffe Sumon *Tho: Hye* & *Jn^o Pittman* to Appeare at this Court on *Munday* next

James Bray Eſq^r *Meade vs Diggs*

The Differrence Betweene *Jn^o Meade* and the Hono^ble *Edw^d Diggs* Eſq^r about worke Done by the Said *Meade*, *Tho: Ballard* Eſq^r Co^ll *Ludwell* & *James Bray* Eſq^r are Deſired by this Court to meet at *Edw^dDiggs* Eſq^r his houſe on the 12^th of *Ap^ll* next there to Informe themſelves by Able workemen who are to Veiw the houſe of y^e Worke Done both by Condic̃on and otherwiſe, and Examine what is paid and what Remaines, and Report to the next Genn^ll Court

Vernon ord^r

It is Orde^rd by this Court that the p̃iſhes of *Hampton* and *Martins Hundred* forthw^th take Care that *Dan^ll Vernon* be Transported for *England* and that they bare an Equall Share of the Charge of his Tranſportac̃on

Co^ll *Swann*

Co^ll *Beale*

Smith vs Cheeſman

L^t Co^ll *Jn^o Smith* Attorney of *Rich^d Tyler* hath Order Granted him Againſt *Edm^d Cheſeman* for payment of the p̃ffitts of the Land Since he firſt Demanded & that *Cheſeman* pay all Coſts According to former Order *als* ex

Ex Corp

Jones vs Weire

The Differrence Betweene M^r *Geo: Jones* and *Walter Weir* Vpon an Appeale from *Rappahannock* County Court, *It is Orde^rd* that the Ord^r of *Rappaha* Court be Confirmed and that the Said *Jones* pay Damages According to Act w^th Coſts Sute, an Injunction in Equity is Granted till Next *Sept^br* Genn^ll Court till w^ch time noe Execuc̃on to Iſſue Vppon this Order

And^rſon vs Holder

David Anderſon Appealeing from the Judgment of *Stafford* Court in a Differrence Betweene him & *Edm^d Holder*, *It is orde^rd* that the Said *David Anderſon* pay Only the Order and the Coſts of that Court when the Order was Obtained

Ballard vs ffrodeſham

The Ord^r that *Tho: Ballard* Eſq^r Obtained Againſt M^r *Jn^o ffrodeſham* for the non appeareance of M^r *Jn^o ffoxall* is Now Confirmed, *Judgment is therefore Granted* the Said *Tho: Ballard* Eſq^r Againſt the Said M^r *Jn^o ffrodeſham* as Security aforeſaid for payment of Two Thouſand Five hundred pounds of tobo and Caske And five pounds *Sterl* According to his Specialty w^th Coſts

Refferrence Betweene *Jn^o White* and Cap^t *W^m Corker* till the 3^d Day of the next Gen^ll Court

Refferrence Betweene Cap^t *Rob^t Spencer* and Cap^t *W^m Corker* till the 3^d Day of the next Genn^ll Court

Peale vs Manering

Whereas there was a Differrence Betweene M^r *Mala Peale* P^lt and M^r *Stephen Manering* Defd^t in *Weſtmerland* County Court wherein Judgment paſſd Againſt the Said *Mannering* for payment of Two Thouſand Two hundred and Twenty pounds tobo and Caske,

Caske, and the ſaid *Manering* Appeaeling to the fourth Day of this Court where he not Appeareing to ꝓſecute, *It is therefore Orderd* that the Order of that Court be Confirmed, and that the Said *Manering* pay Damages According to Act wth Coſts Sute *als* ex

Jones vs Tomlyn The Differrence Betweene Mr *Geo: Jones* and Mr *Robt Tomlyn* about a Deed made by *Tho: Raſon*, is by the Conſent of Lt Coll *Wm Cole* the Attorney of *Geo: Jones* & Capt *Robert Beverley* the Attorney of Mr *Tomlyn*, Refferred to the next Court held for *Rappa* County for a finall Determinacon

Lt Coll *Wm Cole* Sworne Councellor

Afternoone

[ꝓſent]

GOVERNOR *Edwd Diggs* Eſqr Coll *Swann* Coll *Bacon Hen: Corbyn* Eſqr Coll *Beale Tho: Ballard* Eſqr Coll *Bridger Nath Bacon* Eſqr Coll *Ludwell* Deptv Secr *James Bray Eſqr* Lt Coll *Wm Cole*

Senior for Ld Vppon the Reaſonable peticon of *Tho: Senior It is Ordered* that Mr *Richd Lawrence* have Liberty to Survey his Land in *Rappahannock* County According to the Ancient bounds of his Pattent

Sr *Hen: Chicheley* Knt

Eyre vs Bird Et als The Differrence Betweene *Joſeph Eyre* & *Margarett* his wife Plts and Capt *Wm Bird* Mr *Ja: Crewes* Capt *Hubert ffarrell* and Mr *Tho: Grindon* Defdts is Refferred till the third Day of the next *June* Genn Court

Bland vs Bland Refferrence Betweene Mr *Gyles Bland* and Mrs *Anna Bland* till the Third Day of the next Genn Court where ſhe is to putt in her Anſwer to Mr *Blands* Declaracon

Curle vs Newton *Tho: Curle* hath ordr Granted Againſt the Security or the ſherriffe for the non appeareance of *Geo: Newton*

The Court Adjourned to the 15th Day of *June* next, Where all Cauſes Vndetermined this Court is to be Tryed

Teſt

Hen: Hartwell
Cl Con

At a Genll Court held at *James Citty* the 15th Day of *June* 1675

p̄ſent

SR *WM BERKELEY* Knt Governor &c Sr *Hen: Chicheley* Knt Coll *Nath Bacon Tho: Ballard* Eſqr Coll *Jo: Bridger* Coll *Phill Ludwell* Deptȳ ſecr *Ja: Bray* Eſqr Lt Coll *Wm Cole*

The Court Entred

16th *June*

[p̄ſent]

GOVERNOR Sr *Hen: Chicheley* Knt Coll *Bacon Tho: Ballard* Eſqr Coll *Bridger* Coll *Ludwell* deptȳ Secr *Ja: Bray* Eſqr Lt Coll *Wm Cole*

Coll *Bacon vs ffarthing*

Coll *Nath Bacon* hath order Againſt Mr *Richd ffarthing* he being Returned Security for the Appeareance of Mr *Richd Taylor*, for what Appeares Juſtly Due next Court, vnleſs the ſd *ffarthing* cauſe the Said *Taylor* then to Appeare

Coll *Swann*
Coll *Beale*
ffarrell fined

The fine of Tenn Thouſand pounds of tobacco & Caske that was Layd vppon Mr *Hubert ffarrell* is Renewed vnleſſe he or his Attorney ſhew Good Cauſe the next Genn̄ll Court

Mr *Reade* fined

Mr *Hubert ffarrell* Goeing out of the Country without a paſſe, *It is Orderd* that the Maſter of the ſhipp Mr *Wm Reade* for his Contempt be fined One Thouſand pounds of tobacco According to Act

Bland vs Browne

The Sute Betweene Mrs *Anna Bland* as Admr of *Theo: Bland* Eſqr as Admr of *Jno Holmwood* and W̄m *Browne* is Diſmiſt

Jeñig vs Wathen

Capt *Jno Jenning* hath Order Againſt *Richd Wathen* for one Dayes Attendance being Sum̄ond by the Said *Wathen* as a Witneſs

Wilkins vs Claiborne

Nonſute is Granted *Ja: Wilkins* Againſt Coll *Tho: Claiborne* noe Declaracon being Entred & he not Appeareing, *It is therefore Orderd* he pay Damages to the Said *Wilkins* According to Act wth Coſts

Watſon vs Browne

Mr *Iſaac Watſon* hath Order Againſt *Wm Browne* for one dayes Attendance being Sum̄ond as a Witneſſe, to be paid According to Act wth Coſts

Winflow vs Hansford

Mr *Jno Winflow* hath Order Againſt Mr *Tho: Hansford* being Returned Security for the Appeareance of *Ja: Wilkins* for what Appeares Juſtly due next Court, vnleſſe the Said *Hansford* Cauſe the ſaid *Wilkins* then to Appeare

Hansford Wilkins

Mr *Tho: Hansford* hath Attachmt Againſt the Eſtate of *James Wilkins* for wt Damages ſhall Ariſe for being Security for his Appeareance at this Court to Anſwer the Sute of Mr *Jno Winflow*

Bowler p̄ Land

The Order that Mr *Tho: Bowler* had in *October* Court Laſt for the Surveying his Land is now Renewed

Hill p̄ Ld

Gabriell Hill hath Order for Three hundred & ffifty Acres of Land, Joyneing vppon the ſaid *Hills* Land formerly Granted to *Richd Harriſon* & by him Deſerted, Ent Rights According to Cuſtome

Page vs Warckman

The Whole Differrence Betweene Mr *John Page* & Mr *Marke Warckman* is by ye Defire of the faid *Warckmans* Attorney Reffered to the third Day of the next Gennll Court, *Butt it is Orderd* that Mr *Richd Littlepage* and Mr *Gent* View Tenn hoggfheads of Tobacco now in difpute and make Report to the next Gennll Court in what Condicon the Said Tobacco is Now in.

Butt þ Land

It is Orderd that *Henry Butt* have Liberty to Pattent about Two hundr and Eighty Acres of Land lying in *Lower Norfolk* County formerly Granted to *Antho Benford* and for want of Seateing by him Deferted Rights Entred in ye Office

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Afternoone

[þfent]

GOVERNOR Sr *Hen: Chicheley* Knt Coll *Bacon Tho: Ballard* Efqr Coll *Ja: Bridger* Coll *Phill Ludwell* deptv Secr *Ja: Bray* Efqr Lt Coll *Wm Cole*

Efqr *Diggs* will þved

A þbate of the Laft will and Teftament of *Edwd Diggs* Efqr Decd is Granted Mrs *Eliz: Diggs* the Relict & Executrix for that the Court are of Opinion that the Will was all of *Edwd Diggs* Efqr his owne writeing and being þved by the Oath of Capt *Wm Diggs*, one of the Witneffes to the Said Will

ordr *vs Narne*

It is Orderd that *Wm Narne* minifter be Sufpended from Executing any thing that doth belong to his function, vntill he anfwer to A paper Exhibited to this Court

Harper vs Sherr

Mr *Gabriell Harper* hath ordr Againft the fherriffe of *New Kent* County for the non-appeareance of *Charles Clarke* he being Returned Arrefted and noe Security taken, for wt he fhall make Appeare Juftly Due next Court vnleffe the Sherriffe caufe the Said *Clarke* then to Appeare

Hills vs Sherwood

The differrence Betweene Mr *Richd Hill* Plt & Mr *Wm Sherwood* Defdt is Refferred to Mr *Arthur Allen* and Mr *ffrancis Mafon* to Examine and Audite the Accounts betweene them & Report to this Court in the morning

Ordr *vs Quakers*

The Honoble Governor being Informed that their are Severall Conventicles in *Nanzemond* County. *It is ordered by this Court* that if their be any meeting in this Country that they be þceeded Againft According to the Laws *England* and this Country, Coll *Bridger* is defired ftrictly to Comd the Juftices of *nanzemond, Lower norfolk* & the *Ifle of Wight* Counties to make Strict Enquiry of the Same, and if any þfons fhall be found to meete as aforefaid that then they be þfeeded Againft as aforefaid.

Edwards vs Bigg

John Edwards Informing Againft *Jno Bigg* Vppon the Act for not Baptizeing of his Children which Appeareing to this Court *It is orderd* that ye Said *Bigg* pay One Thoufand pound tobacco and Caske to ye þifh According to Act & pay Twelve Hundred Twenty five pound of tobacco & Caske in full of his Cofts.

Bland vs Allen

Mr *Gyles Bland* Attorney of Mr *Jno Bland* Sueing Mr *Archer Allen* to this Court about ye Rent of one hundred & ffifty Acres of Land. *It is orderd* by ye Court that ye Said Mr *Allen* pay vnto ye Said Mr *Bland* what monies is Due for Rent for the Said Land by his Leafe fince the yeare 1663 & that he henceforward pay ye Rent According to ye Leafe

ordr

ordr p̄ *Allen* — Judgmt being paſt Againſt Mr *Allen* for the whole Rent of his Leaſe, and one *Burt* holding p̄t of ye Said Land. *It is ordered* that the Said *Burt* pay his p̄porc̄on to ye ſaid Mr *Allen*.

Gallis vs Jones Ex Coſp — Judgment is Granted *Jno Gallis* Againſt *Rich Jones* for payment of Two Thouſand four Hundred forty one pound of tobacco & Caske wth Coſts and ye Court is of opinion that ye Oath ye Said *Gallis* Tooke in his minority is Invallid & therefore Declared Void

Gowen vs Lucas — *Phillip Gowen* negro Suing Mr *Jno Lucas* to this Court for his freedome *It is Orderd* that the Said *Phill Gowen* be free from ye Said Mr *Lucas* his Service and that the Indenture Acknowledg'd in *Warwick* County County be Invallid and that ye Said Mr *Lucas* pay vnto ye *Gowen* three Barrels of Corne att the Cropp According to ye Will of Mrs *Amye Boazlye* decd wth Coſts

Hill vs Chamberlaine — *It is ordered* that Mr *Tho: Chamberlaine* forthwith Send for out of *England* Such Goods as Mr *Richd Hill* Shall direct him, to the Value of Eleven pounds tenn Shillings, & ye difference of Accounts betweene them is Refferred to the next County Court of *Charles Citty* there to be Ended.

The 17th Day of *June* 1675

[p̄ſent]

SR *Wm BERKELEY* Knt Governor &c Coll *Swann* Coll *Bacon* Coll *Beale* *Tho: Ballard* Eſqr *Ja: Bray* Eſqr Lt Coll *Wm Cole*

Light vs Mott — In the Differrence betweene *Geo Light* and *Wm Mott* about Land is Refferred to Capt *Robert Beverley* & Major *John Lewis* Surveyors who are in Company of an Able Jury of the neighbourhood (to be appointed by the County Court of *New Kent*) to Survey & Lay out the Said Mr *Lights* Land According to his pattents & to Such Evidences as ſhall be p̄duced to them, at Some Convenient time before the next Genll Court (all p̄ſons haveing Lawfull notice) and that Report be made to ye next Genll Court.

Coll *Swann* vs Sherriffe — Coll *Tho: Swann* hath ordr Againſt the Sheriffe of *Henrico* County for ye nonappeareance of Capt *Jno Knowles* he being Returned Arreſted (to ye Laſt Genll Court) & noe Security taken for what ſhall be made Appeare Juſtly due the next Genll Court, Vnleſſe the Shers Cauſe ye ſaid *Knowles* than to Appeare.

Coll *Ludwell* deptȳ Secr

Young vs Reuett — There being a defferrence betweene *Vincent Young* and *Jonas Reuitt* about Land in ye County Court of *Stafford* and that Said *Young* Arreſting ye ſaid *Reuitt* to this Court where he not Appeareing *It is orderd* that the order of that Court & all other p̄ceedings therein be Suſpended till a further heareing of the Said Cauſe the third Day of ye next Genll Court.

ordr *Culpeper* — *It is Orderd* that noe private Orders paſſe Againſt the Eſtate of Mr *Jno Culpeper* decd Vntill the Rt Honoble the Governor & the Honoble Secretarie are paid their Juſt dues

Eſqr *Diggs* *Meade* — Capt *Robt Beverley* Attorney of Mrs *Eliz: Diggs* Executrix of *Edwd Diggs* Eſqr Decd & Capt *Jno Diggs* doth in Court Conſent to come to a tryall wth *Jno Meade*

Rably

Rably vs Laffells

In the Differrence Betweene *Tho: Rably* & *Edwd Laffells* about a Sloope, *It is Orderd* that the Said *Rably* have the floope he paying the Said *Laffells* five Thoufand pounds of tobacco and Caske or Give him Security to pay him at the Cropp According to the Agreement & that *Laffells* pay Coſts

Mrs *Culpeper* p̄ p̄aphã

Whereas Mrs *Mary Culpeper* Widdow & Relict of Mr *Jno Culpeper* Decēd the Laſt Gennll Court had allowed her fifty pounds *ſterling* for her p̄aphanalia and She peticōning to this Court to have the Same Acertained in tobacco. *It is Orderd* that ſhe be Allowed her Tenn Thouſand pounds of tobacco and Caske which is to be in Leiu of the Said fifty pound *Sterling*

Coll *Bacon vs* Capt *Newſam*

Capt *Richd Newſum* Confeſſeth Judgment to Coll *Nath Bacon* and to the reſt of the Owners of the Shipp *Lady ffrancis* for payment of Twenty Seven pound *Sterling* wth Coſts Sute, Execucon Suſpended till next Court

Capt *Newſam vs* Sherriffe

Capt *Richard Newſum* Makeing Oath in Court that he Delivered a Writt to ye Sherriffe of *Rappahannock* for the Arreſting of Lt Coll *Jno Hull* and that he did Give him a p̄ticular Charge therein, and the Said Sherriffe makeing noe Returne thereof, *It is Therefore Orderd* that the Sherriffe be fined One Thouſand pound of Tobacco & Caske According to Act of Aſſembly

Webb p̄ Land

Mr *Ja: Webb* hath order Granted to pattent Sixty Seven Acres of Land Lying in *Nanzemond* County formerly Granted to *Jno Sumers* & by him Deſerted, Rights Entred for the Land

Hoskins vs Spratt

Jno Hoskins Sueing *Henry Spratt* to the County Court of *Lower Norfolke* for his Corne & Clothes wch was Accordingly Orderd him, and the Said *Spratt* Appleing to ye Laſt Gennll Court where he not Appeareing, nor now, and the Said *Hoskins* Attending both Courts as alſoe two courts below, *It is Orderd* that the Order of *Lower Norfolk* County Court be Confirmed and that the Said *Spratt* pay him five hundred pounds of tobacco & caske for his Damages & all Coſts Sute *als* ex

Orderd that Mr *Barnaby Kerney* and Mr *Robt Collis* Audite the Accounts Betweene *Tho: Rably* and *Edwd Laffells* & Report to ye Afternoone

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Afternoone

[p̄ſent]

GOVERNOR Sr *Hen: Chicheley* Knt Coll *Bacon Ja: Bray* Eſqr Lt Coll *Wm Cole*

Johnſon Exemptd Lev

Peter Johnſon of *Surrey* County being a very poore Lame man and Peticōning to this Court to be Cleared from paying Leavies. *It is Orderd* that he be for the future Exempted from paying of Leavies

Chilcott & *Hay* p̄ Ld

John Chilcott & *Ja: Hay* Churchwardens of the Lower p̄iſh of *Nanzemond* peticōning to this Court on Behalfe of ye Said p̄iſh to have their Gleebe Layd out which is Two hundred Acres *It is Orderd* that the Said Land be layd out According to the Ancient bounds

Coll *Beale*
Tho: Ballard
Eſqr Coll
Ludwell &c

Anderſon

Anderſon vs Haybeard — *Whereas* the Differrence betweene *David Anderſon* Plt and Majo^{r} *Rich^{d} Haybeard* Defd^{t} about Land was Refferred to A Jury and a Surveyo^{r} to Survey & Lay out the Said Land in Differrence Betweene them, who hath Returned their Virdict to this Court. *It is Thereupon Orde^{r}d* that the Said *David Anderſon* Enjoy his Land According to his Ancient Knowne bounds and that the Juries Virdict be Confirmed, & that Majo^{r} *Haybeard* pay Coſts

Rably vs Laſſells — The Differrence of Accounts betweene *Tho: Rably* & *Edw^{d} Laſſells* being Refferred to Audito^{rs} to Exam^{n} the Acco^{ts} betweene them who Returne *Tho: Rably* D^{r} vppon the Acco^{ts} of the Sloope Seventeene hundred forty five pounds of Tobacco & Caske, Judgm^{t} is therefore Granted the Said *Edw^{d} Laſſells* Againſt the Said *Tho: Rably* for payment of the abovefaid Some

Hill vs Sherwood — Judgment is Confeſſed by M^{r} *W^{m} Sherwood* vnto M^{r} *Rich^{d} Hill* for payment of Eight pound fourteene Shillings & Six pence *Sterling* wth Coſts Sute being the ballance of Accounts betweene them

Hansford vs Hooke — The Differrence Betweene M^{r} *Tho: Hansford* Plt & *Jerm: Hooke* defd^{t} is Refferred to A Jury

Browne vs Goodrich — The Sute betweene M^{rs} *Tabitha Browne* is Diſmiſt wth Coſts, Co^{ll} *Goodrich* to bring his bill of Coſts to morrow Morning

Spencer vs Corcker — The Sute Betweene Cap^{t} *Rob^{t} Spencer* as marrying the daughter of Cap^{t} *Jn^{o} White* & Cap^{t} *W^{m} Corcker* is Diſmiſt

White vs Corcker — *It is Orde^{r}d* that *W^{m} Corcker* forthwith Deliver to *Jn^{o} White* a feather bedd & firniture According to the Will of Cap^{t} *White* Dec^{d}

The 18th *June* 1675

p̄ſent

Co^{ll} *SWANN* Co^{ll} *Bacon* Co^{ll} *Beale Tho: Ballard* Eſq^{r} Co^{ll} *Jo Bridger Hen: Corbyn* Co^{ll} *Ludwell* Dep^{ty} Secr *Ja: Bray* Eſq^{r} L^{t} Co^{ll} *W^{m} Cole*

M^{rs} *Kirke* — M^{r} *Math Page* Giveing to M^{rs} *Eliz: Kirke* by Deed of Guift a Certaine p̄cell of Land *It is Orde^{r}d by this Court* that ſhee Enjoy the Same According to the Priviledges menc̄oned in the former Deed.

Emry vs Thurſton — Refferrence Betweene *Charles Emry* & M^{r} *Mala Thurſton* vppon Requeſt of M^{r} *Thurſtons* Attorney to y^{e} 4th day of y^{e} next Genn^{ll} Court.

Majo^{r} *Lewis* — Majo^{r} *Jn^{o} Lewis* Petic̄oning to this Court Shewing that he had Severall Goods Stole out of his Store by two Runawayes who were apprehended & putt into *Gloſter* priſon & the Goods putt into the hands of L^{t} Co^{ll} *Auguſtine Warner* and the Said Majo^{r} *Lewis* being bound to p̄ſecute them and they haveing made their Eſcape *It is ordered* that y^{e} Goods be Retorned to y^{e} Said majo^{r} *Lewis* and that y^{e} bonds be Cancelled Co^{ll} *Warner* to take an Account of y^{e} Goods.

Senio^{r} p̄ Land — Cap^{t} *Rob^{t} Beverly* is Appointed to Survey *Thomas Senio^{rs}* Land in *Rappahannock* County.

Mathews negroe — *Angell* a negro Servant to Cap^{t} *Mathews* deced Petic̄oning to this Court that her Said maſter p̄miſed that when he died ſhee ſhould be free which being Examined, *It is orde^{r}d* that ſhe Returne to her Service

Sanford

Sandford Thorogood

Refferrence Betweene Mr *Samll Sandford* & Lt Coll *Adam Thorogood* vppon Requeſt of ye ſaid *Thorogoods* Attorney to ye 3d Day of the next Gennll Court

Goodrich vs Browne

Whereas the Differrence Betweene Mrs *Tabitha Browne* Plt and Coll *Tho: Goodrich* defdt was yeſterday diſmiſt & Mrs *Browne* then Orderd to pay Coſts & the Said Coll *Goodrich* now Exhibiting a bill of Coſts Amounting to Two Thouſand and Eight Hundred & Eighty pounds of tobacco and Caske which is Allowed of by this Court, and *Orderd* that ye Said Mrs *Browne* pay ye Said Some *als* ex.

Elliott vs Todd

The Differrence Betweene Mr *Wm Elliott* and Capt *Tho: Todd* is Refferred till the 3d Day of the next Gennll Court ye Said Todd vndertakeing to ꝓve that the Land was ꝓfferred to Sale to ye ſaid *Elliott.*

Roane vs Thruſton

Whereas Capt *Humphry While* the 18th of *Aprill* 1670 obtained order Againſt Mr *Edwd Thruſton* as marrying the Extrix of Mr *Tho: Loueing* for payment of Tenn Thouſand and one hundred pounds of tobacco & Caske as alſoe ye 26th of *Octobor* 1670 An Extent was Granted the Said *While* Againſt the Land of the ſd Mr *Edwd Thruſton* in *Martins Hundred* and Mr *Cha: Roane* the Attorney of ye Said *While* Summoning (by a *Scire facias*) to this Court, Mr *Mala Thruſton* the Attorney of the Said *Edwd Thruſton* where he not Appeareing, *It is therefore orderd* that the aforeſaid Orders be Renewed, and that the Said Mr *Thurſton* pay Coſts.

Afternoone

ꝓſent

GOVERNOR Sr *Hen Chicheley* Knt Coll *Bacon Hen: Corbyn* Eſqr *Tho: Ballard* Eſqr Coll *Bridges* Coll *Ludwell* Deptv Secr *Ja: Bray* Eſqr Lt Coll *Cole*

Sentance Death vppon *Burgis*

Wm Burgis Indited for murthering *Wm Horton* was by ye Grand Jury found *billa vera*, & vppon his Examinacon Did Confeſſe Guilty, Sentance of death therefore paſt vppon him to be hanged by ye neck vntill he was Dead.

Hansford vs Hooke

Whereas the Differrence betweene Mr *Tho: Handsford* plt and *Jerm: Hooke* Defdt was Refferred to A Jury who bring in their virdict that they find for the Deft non-ſuite is therefore Granted the Defdt Againſt the Plt with Court Charges.

Butt vs Porter

In ye Differrence Betweene *Hen: Butt* And Mr *John porter* vppon an Appeale from *Lower Norfolk* County Court, *It is orderd* that the Order of *Lower Norfolke* Court be made void for that the Court Denied a Jury to the Said *Butt* for the tryall of ye differrence.

Mr *Minge* Guardian to *Edloe* orpt

Jno Edloe Orphan to Mr *math: Edloe* Decd being about fourteen years of Age, and makeing Choice of Mr *Ja: Minge* for his Guardian and ye ſaid Mr *Minge* Averring in Court that Coll *Winn* his Late Guardian Sent the orphane to him to make Choice of him for his Guardian the Said Mr *Minge* is therefore Confirmed Guardian to the ſaid orphane.

Harriſon vs Celey

The Differrence betweene Mrs *Abigall Harrion* Extrix of *Jno Harriſon* Decd & Mr *Tho: Cely* is Refferred to the County Court of *nanzemond* who are to Examine the Accounts & differrences betweene them & report to the next Gennll Court, and *Orderd* that if the ſaid *Cely* doe not Appeare at the County Court (haveing

due

due notice) that the order obteyned the laſt Genn[ll] Court Againſt the Said *Celeys* Security be Confirmed the next Genn[ll] Court.

Weſt vs Barker — Refferrence by Conſent betweene *Rich[d] Weſt* & *Barker* till y[e] 3[d] day of the next Genn[ll] Court.

Moſſe vs Abrahall — *Orde[r]d* that Co[ll] *Robert Abrahall* pay Vnto *W[m] Moſſe* for one dayes Attendance and Two dayes for Comeing & Goeing According to Act w[th] Coſts

Greene vs Anderſon — *It is orde[r]d* that *David Anderſon* pay vnto M[r] *W[m] Greene* five Hundred pounds of tobacco & Caske for his vnjuſt bringing y[e] ſaid *Greene* to this Court.

Williams vs Hansford — *W[m] Williams* hath order for one days attendance at Court and one Day for Goeing and one Daye for Comeing to be paid by M[r] *Tho: Hansford vs Jerm: Hooke*

Whitby free — *W[m] Whitby* Serv[t] to Cap[t] *Rob[t] Beverly* Petiçoning to this Court for his ffreedome and the Said Cap[t] *Beverley* freely Conſenting, therefore he orde[r]d to free.

The 19[th] *June* 1675

[p̃ſent]

GOVERNO[R] *Hen: Corbyn* Eſq[r] *Tho: Ballard* Eſq[r] Co[ll] *Bridger* Co[ll] *Ludwell* Dep[ty] Seer. *Ja: Bray* Eſq[r] L[t] Co[ll] *W[m] Cole*

Rich[d] Linney being vnder Execuçon & haveing a Cauſe Depending in Court. *It is ord[d]* that the Sherriffe bring him to the barr to defend his Cauſe

Harper Dromond — Refferrence Betweene M[r] *Gabriell Harper* & M[r] *W[m] Dromond* till the firſt day of the next Genn[ll] Court.

Co[ll] *Swann*

Co[ll] *Beale*

Beverly vs Jones — M[r] *Robert Jones* by his Attorney M[r] *W[m] Sherwood* to Cap[t] *Rob[t] Beverly* Attorney of M[rs] *Ann Day* for payment of Two Thouſand five hundred pounds of tobacco & Caske According to Specialty w[th] damages Aecording to Act w[th] Coſts Sute *als* ex.

Rookes vs Co[ll] *Swann* — In the differrence betweene *Rookeing* & Co[ll] *Tho: Swann* vppon an Appeale from *Surrey* County Court about Certaine negroes being fully heard *It is orde[r]d* that the order of *Surrey* County Court be made voyd and that the Said *Rookeing* Enjoy the negroes and that Co[ll] *Swann* pay Coſts and Damages According to Act w[th] Coſts Sute

There being a p̃clamaçon Read in Court about negroes & the Gunney trade *It is Orde[r]d* that the Severall Collecto[rs] take Care that the Said p̃clamaçon be p̃claimed in their Severall p̃cinçts.

Meade vs Eſq[r] *Diggs* — The Differrence of Accounts betweene M[r] *Jn[o] Meade* and M[rs] *Eliz: Diggs* Extrix of *Edw[d] Digs* deçed being Audited and their Appeareing due vppon ballance four pounds thirteene ſhillings & three pence *Sterling* w[ch] ballance Cap[t] *Diggs* on y[e] behalfe of M[rs] *Diggs* doth freely Give to the Said *Meade* and they doe both in Court freely Acquitt and diſcharge Each other from all Dues & demands whatſoever to this day.

Eſq[r] *Bray vs* Co[ll] *Beale* — *Tho: Ballard* Eſq[r] & L[t] Co[ll] *W[m] Cole* are Deſired to Settle the Differrence Betweene *Ja: Bray* Eſq[r] & Co[ll] *Tho: Beale*, & to Aſſertaine the Said *Ja. Bray* Eſq[r] Satisfaçon According to his Petiçon, by the Conſent of Both p̃ties.

Thrall

Thrall vs Hill — *Tho: Hill* Appealeing from *Cha: Citty* County Court in a Differrence Betweene him & *Ja: Thrall* & nott Appeareing to ꝓfecute his Appeale *It is therefore Orde'd* he be nonſuited & pay damages to the Said *Thrall* According to Act wth Cofts Sute *als* ex

fford vs Linney — Refferrence betweene *John fford* & *Richd Linney* till the 3d day of the next Gennll Court by Requeſt of *Linney*

Wakeline ꝓ Ld — Mr *Mathew Wakeline* Petiĉoning to this Court on the behalfe of the orphans of . . . *Purefoy*, to have the Said *Purefoys* Land Surveyed, *It is accordingly Orde'd* that the Said Land be Surveyed & wt waſt Land there is found within the bounds thereof they to have A Grant Ent Rights According to Cuſtome

Eſqr *Bacon* for Ld — Mr *Ja: Minge* is Appointed to Survey the Land of *Nath Bacon* Eſqr Lying & being in *Henrico* County

Shapleigh Neale — In the Differrence betweene *Phill Shapleigh* & *Danll Neale* vppon an Appeale from *Northumberland* County Court being fully heard, *It is Orde'd* that the Said *Shapleigh* Enjoy the Land till the Cropp be finiſhed, as alſoe the negroes till the Cropp be finiſhed, at which time the Said *Danll Neale* is to have Poſſeſſion of the Said Land & negroes menĉoned in that Deed and that County Court to Allow the Said *Neale* Satisfaĉon for his Negroes Worke from the date of their Judgment, as alſoe for the vſe & ꝓfitts of the Orchard, *and It is further Orde'd* that the Said *Shapleigh* forthwith deliver to the Said *Neale* all Such Other Goods as are menĉoned in the Said Deed & Each pay their Owne Cofts

Arnold vs Pickis — *Anthony Arnold* haveing petiĉoned to this Court for an Attachmt Againſt the Eſtate of Capt *Pickis* for A debt of one hundred & Sixty pounds *sterl* wch he Claimes *It is ordrd* it be Refferred to the Second day of the next Gennll Court

Gray vs Coll *Swann* — The Differrence Betweene *ffra Gray* & Coll *Tho: Swann* about Land is Refferred to An Able Jury of the neighbourhood and the Surveyor of the County to Survey & Lay out the Land in Differrence According to Coll *Swanns* Originall pattent (or Copy from ye Records) and whatt pattents of Coll *Swann* that are of an Ancienter Date than *Grays* are to take place before *Gray* and what pattents of the Said *Gray* yt are of an Ancienter Date then Coll *Swanns* are to take place before Coll *Swann*, and they they have due regard & reſpect to the moſt ancient Know reputed bounds of each their Lands, & that they returne their ꝓceeding to the next Genll Court

Wallace vs Hill — The Differrence betweene *Ja: Wallace* and *Tho: Hill* is Refferred to any two Juſtices of *Charles Citty* County, to End the differrence

George ꝓ Ld — *Tho: George* hath ordr for five hundred Acres of Land Lying in *New Kent* County formrly Granted to *Jne Puncom* & by him deſerted Entring Rights According to Cuſtome

Robinſon ꝓ Land — Mr *Chriſtopher Robinſon* Petiĉoning to this Court that one *Bart: Obert* decd the ffather to his wife was poſſeſſed of a ꝑcell of Land in *Middleſex* County which Said Land was by his Laſt will Given to his Children, butt he the Said *Obert* being an Allien the Land was Eſcheated & Granted to his Children, and that the Said Land might be Equally divided *It is Orde'd* that the ſherriffe of *Middleſex* County Cauſe an able Jury of the Neighbourhood to Come vppon the Said Land who are in Company of Capt *Robt Beverly* Surveyor to divide the Said Land According to the will of the Said *Obert*, and alſoe that they Equally Divide another ꝑcell of Land formrly belonging to *Chich: Obert*

Young

Young p̄ L^{d} — Vpon the Petic̄on of M^{r} *Rich^{d} Young It is ordered* that Cap^{t} *Rob^{t} Beverley* and major *Lewis* (in the p̄ſence of the neighborhood Survey his Land in *Glouceſter* County According to his Ancient Knowne bounds.

Abrahall p̄ L^{d} — The order that Co^{ll} *Rob^{t} Abrahall* obtained for Twelve Hundred Acres of Land in *New Kent* County is now Confirmed the Said Land being formerly Granted to M^{r} *W^{m} Lewis* & by him Aſſigned to *Jonas parſons* & by the ſaid *parſons* Laſpt for want of Seating

Wells — *Robert Wells* hath ord^{r} for 4 dayes Attendance at *James Citty* & two dayes for comeing & goeing to be paid by

Pate p̄ L^{d} — M^{r} *Tho Pate* Enters a *Caveat* for One Thouſand Acres of Land in *potomack* ffreſhes form^{r}ly taken vpp by *Jn^{o} Pate* Eſq.

The Court Adjourned to the fourth day of *Octobe*r next, where all matters vndetermined this Court are to be tryed

Teſt

Hen: Hartwell
Cl Con.

At A Genn[ll] Court held at *James Citty* the 4[th] Day of *October* *A[o] Dom* 1675 *Ano Regis Car* 2[d] XXVII[th]

p̄ſent

THE RIGHT HONO: S[R] *W[M] BERKELEY* Kn[t] Governo[r] Co[ll] *Nath Bacon* Co[ll] *Tho: Swann* Co[ll] *Phill Ludwell* Dep[ty] Secr *Ja: Bray* Eſq[rs].

Kirkman & Sherwood p̄ Land

M[r] *ffrancis Kirkman* and M[r] *W[m] Sherwood* hath order Granted to take vpp and pattent about Twelve hundred Acres of Land in *Surrey* County at the head of *Greys* Creeke Ent Rights According to Cuſtome

M[r] *ffrancis Kirkman* & M[r] *Sherwood* hath order Granted to pattent Three hundred thirty Acres of Land in *Surrey* County form[r]ly Granted to *Mathias Marriott* and *Thomas Hart* and by y[m] Laſpt for want of Seating Ent Rights According to Cuſtome.

The 5[th] Day

[p̄ſent]

GOVERNO[R] Co[ll] *Bacon* Co[ll] *Swann* Co[ll] *Ludwell* dep[ty] Secr.

ffitchett vs Whitby

The Complaint of *Joſua ffitchett* Againſt *John Whitſon* his maſter is Refferred to the next County Court of *Surry* who are to Enquire into the Complaint & make Report to the next Gen[ll] Court where the Said *Whitby* is to Appeare.

Co[ll] *Bacon vs Taylor*

Whereas Co[ll] *Nath Bacon* the laſt Genn[ll] Court obtained order Againſt the ſherriffe of *New Kent* County for the non Appeareance of *Rich Taylor* and by Reaſon the ſaid *Taylor* doth not Ap℘e this Court *It is therefore Orde[r]d* the if the Sherriffe doe not Cauſe the ſaid *Taylor* p̄ſonally to appeare next Court then the Sherriffe to pay Such damages as ſhall then be Awarded.

Sherwood vs Bland

Whereas M[r] *W[m] Sherwood* as marrying the Admtrix of M[r] *Rich[d] James* had a warrant directed to the Sherriffe of *James Citty* County for the Arreſting of M[r] *Gyles Bland* who being Returned Arreſted & M[r] *Rich Lawrence* his Security, and the ſaid M[r] *Bland* not appeareing *Judgment is therefore Granted* the ſ[d] M[r] *Sherwood* Againſt the ſaid M[r] *Rich[d] Lawrence* as Security aforeſaid for what ſhall Appeare Juſtly due next Court in Caſe the ſaid M[r] *Lawrence* Cauſe not the ſaid M[r] *Bland* then to Ap℘e

Howard vs ffitzgerrell

Nonſuite is Granted *Phill Howard* Againſt *Morris ffitzgerrell* he not Ap℘eing to p̄ſecute *It is therefore Orde[r]d* he pay damages According to Act w[th] Coſts

Claiborne vs Sherriffe

Co[ll] *W[m] Claiborne* hath Order Againſt the Sherriffe of *Rappahañ* County for the non Appearance of *W[m] Coumgton* & *Tho: Howardſon* for what ſhall be made Ap℘e Juſtly due next Court in Caſe y[e] ſ[d] Sherr Cauſe not the ſaid *Coumgton* & *Howardſon* than to appeare.

Claiborne vs Sherriffe

Co[ll] *W[m] Claiborne* hath order Againſt y[e] Sherriffe of *Rappahanock* County for y[e] non appeareance of *W[m] Richards* for what ſhall be made Appeare Juſtly due next Court, in Caſe the ſaid Sherriffe Cauſe not y[e] ſ[d] *Richards* then to Appeare

Co[ll]

Co[ll] *Swann vs* Sherriffe

The Order that Co[ll] *Thomas Swann* obtained the laſt Gen[ll] Court Againſt the Sherriffe of *Henrico* County for the nonappeareance of Cap[t] *John Knowles* is Now Confirmed and *it is Orde'd* that the Said Sherriffe pay vnto the Said Co[ll] *Swann* Two Thouſand one hundred Eighty nine pounds of Tobacco & Caske due by bill and Account & nine hundred & Thirteene pounds of Tobacco by a bill Delivered to the ſaid *Knowles* to Collect w[th] Coſts Sute.

Eſq[r] *Bray* p̄ſent

Arnold vs Pickis

The Refferrence that was the Laſt Court betweene M[r] *Anthony Arnold* and Cap[t] *Pickis* is Still Continued by Reaſon there is noe ſhipps Come in

Harper vs Sherriffe

Whereas M[r] *Gabriell Harper* the Laſt Gen[ll] Court Obtained Order Againſt the ſherriffe of *New Kent* County for the Non-appearance of *Charles Clerke*, and the ſaid Sherriffe haveing Liberty to Cauſe the Said *Clerke* to Appeare this Court where the Said *Clerke* not Appeareing, *It is therefore Orde'd* that the former Order be Confirmed, and that the ſaid Sherriffe of *New Kent* County forthwith pay vnto the ſaid *Gab[ll] Harper* Two Thouſand Seven Hundred & Twenty pounds of Tobacco & Caske According to *Clerk*s Specialty, as alſoe Coſts Sute

Bray Eſq[r] *vs Clarke*

Ja: Bray Eſq[r] hath Order Againſt the Sherriffe of *New Kent* County for the Nonap p̄eance of *Rich[d] Clarke* for what ſhall Appeare Juſtly due next Genn[ll] Court, in Caſe the Sherriffe Cauſe not the Said *Clark* then to Appeare

Sherwood vs Harwood

Whereas M[r] *Rich[d] James* the 15[th] of *Aprill* 1670 Obtained order Againſt M[r] *Geo: Harwood* of Three Thouſand fower hundred & Eighteene pounds of tobacco & Caske, and M[r] *W[m] Sherwood* who marryed the Adm̃x of the ſaid M[r] *James* Sueing the ſaid *Harwood* to this Court where it Appeares there Remaines Still due vpon the former Judgment thirteene hundred pounds of tobacco & Cask *It is therefore Orde'd* that the ſaid *Harwood* forthwith pay y[e] Said Som̃e with Coſts

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Afternoon

p̄ſent

GOVERNO[R] Co[ll] *Bacon* Co[ll] *Swann Tho: Ballard* Eſq[r] Co[ll] *Phi[ll] Ludwell* Dep[ty] Sec̄er *Ja: Bray* Eſq[r]

Whitehead p̄ Land

M[r] *Rich[d] Whitehead* hath Order Granted to pattent Nine hundred Acres of Land Lying vpon *Arracaco* Swamp in *New Kent* County formerly Granted to *David Prichard* & for want of Seating by him Deſerted Rights Entred in y[e] office According to Law/

Barnard vs Horton

Vpon Petic̄on of M[r] *Rich: Barnard It is Orde'd* that the order that paſt the Laſt Genn[ll] Court for y[e] Surveying & Laying out the Land in differrence Betweene the ſaid M[r] *Rich[d] Barnard* & M[r] *W[m] Horton* is Still Continued and that the ſame Jury & Surveyo[r] p̄ceed According to the true Intent directions & meaneing of the aforeſaid at Some Convenient time before the next Genn[ll] Court. and that they make Returne of their p̄ceedings to the 2[d] day of the next Genn[ll] Court, M[r] *Horton* to have due notice thereof

Watt vs Light

Whereas the Differrence Betweene *Geo: Light* P[lt] & *W[m] Watt* Def[t] about Land was Refferred to a Jury & Surveyo[r] to Survey & Lay out the Land & Report to this Court who doth Accordingly Report to this Court that the Said *Watt* is not Treſpaſſer. *This Court*

Court Doth therefore Confirme the Survey & Verd[t] of the Jury & that the ſaid *Light* pay Coſts *Watt* to bring in his bill of Coſts to morrow Morning/

The 6[th] Day of *October* 1675

ꝑſent

GOVERNO[R] Co[ll] *Swann* Co[ll] *Bacon* Co[ll] *Beale Ja: Bray* Eſq[r]

Collis vs Greene — M[r] *Rich Whitehead* & *Rob[t] Colles* Petiĉoning to this Court for their Opinion Concerning their ffees due from *Sarah Greene* who was a Criminall, It is the Opinion that the Said *Sarah Greene* pay them their ffees if ſhe have any Eſtate, if not the Court to pay y[e] ſaid ffees According to Aĉt. the Court being Informed that the Aſſembly hath payd the Juries Charges/

Tante Exempted f[r]m Leavies — *W[m] Tante* of *Yorke* County being a very Poore Old man & Petiĉoning to this Court to be Exempted from paying of Leavies, *The Court doth Order* that the ſaid *Tante* be Exempted from paying of publique & County Leavies/

Harper vs Sherriffe — M[r] *Gabriell Harper* hath Order Againſt the Sherriffe of *James Citty* County for the Non ap℔eance of M[r] *W[m] Dromond*, etc/

Young vs Renett — Refferrence betweene *Vincent Young* & *Jonas Renett* till y[e] third Day of the next Genn[ll] Court, *Renett* being a *Stafford* man & Suppoſed to be vpon the Countries Service, *Young* to give the Sherriffe notice of this Order who is to Cauſe the Said *Renett* to Appeare/

Watt vs Light — M[r] *Geo: Light is Orde[r]d* to pay vnto *W[m] Watt* One Thouſand pounds of Tobacco & Caske, beſides Coſts of Court, which is Allowed to y[e] Said *Watt* in full of his Coſts & Charges in a Sute Coñenced by the ſaid *Light* in this Court Againſt the ſaid *Watt*/

Sandford vs Thorogood — Majo[r] *Ja Powell* & M[r] *Barnaby Kerne* are Appointed to Audite the Accounts Betweene M[r] *Sam[ll] Sandford* P[lt] & L[t] Co[ll] *Adam Thorogood* Defd[t] & make Report to this Court/

Harriſon vs Cely — Refferrence Betweene M[rs] *Abigall Harriſon* & M[r] *Tho: Cely* till the 3[d] Day of the next Genn[ll] Court/

Elliott vs Todd — Refferrence Betweene M[r] *W[m] Elliott* & Cap[t] *Tho: Todd* till the 3[d] Day of the next Genn[ll] Court, by Requeſt of Cap[t] *Todd*/

Thompſon vs Holt — *It is Orde[r]d* that M[r] *Randall Holt* & M[r] *Parke* pay vnto M[r] *W[m] Thompſon* fouer hundred pounds of tobacco & Caske for his Charges & Coſts

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Afternoone

[ꝑſent]

GOVERNO[R] Co[ll] *Nath: Bacon Tho: Ballard* Eſq[r] Co[ll] *Ja: Bridger Ja:Bray* Eſq[r] L[t] Co[ll] *W[m] Cole*

Clems ab[t] Land — M[r] *Benjamin Clems* as marrying *Griffell* y[e] Relict of *Jn[o] Wells* Late of *Glouceſter* County, Informing this Court that *Edw[d] Wells* father of the ſaid *Jn[o]* about Tenn yeares Since did Survey a ℔cell of Land of fifty nine Acres in that County, but neither the ſaid *Edward* nor *John* Did ſeate plant or take Any Pattent out for the ſame

ſame & the ſaid *Clems* Petiĉoning that the Same may be Granted to him in the Right of his ſaid Wife & *Suſanna* the only Child of the Said *John Wells*, This Court hath Granted the ſame *And Orde'd* that if the Said Orphant dye before full Age then the Reverĉon to Come to the ſaid *Griffell* & her heires in that thee Said *Clems* hath Saved the Land from . . . & pays all Charges of the Survey & Otherwiſe the Surveyo^{r} of that County is Accordingly *Orde'd* to Survey the Same for *Clems*, p̄vided it p̄judiceth noe former hath Saved the Land from laſping [lapſing] & pays all Charges of the Survey & Otherwiſe the Surveyo^{r} of that County is Accordingly *Orde'd* to Survey the Same for *Clems*, p̄vided it p̄judiceth noe former Grant/

Harper vs Dromond

Judgment is Granted M^{r} *Gabriell Harper* Againſt M^{r} *W^{m} Dromond* for Payment of One pound twelve Shilling & one penny wth Coſts being Cleered y^{e} ſaid M^{r} *Harpers* Oath/

p̄ſent

Co^{ll} *Swan* Co^{ll} *Beale*

Mead vs Sykes

The Complaint of *Jn^{o} Mead* Againſt his Servant *Tho: Sykes* is Refferred to the next County Court of *Warwick*, who are to Examine the Differrence & to paſſe Judgment in the p̄miſes/

Co^{ll} *Swann vs Grey*

Upon the Requeſt of Co^{ll} *Tho: Swann It is Orde'd* that the former Order that paſt in a Difference betweene *ffray Gray* & the Said Co^{ll} *Tho: Swann* about Land be Renewed and that there be a new Jury Impannelled who are with the Surveyo^{r} of that Count to p̄ceed in Laying out the Said Land in Difference According to the Expreſs words of the Laſt Genn^{ll} Courts Order & Returne their p̄ceedings to the Second day the next Genn^{ll} Court.

Co^{ll} *Cole* not Sitting in Judicature *Weir vs Jones*

Whereas Walter Weir obtained Order Againſt M^{r} *Geo: Jones* in *Rappahanock* County Court for an Able man Servant from which the Said *Jones* Appealed to Laſt *march* Court where the order of *Rappahanock* Court was Confirmed with Damages Accord- to Act. Butt vpon Requeſt of the ſaid *Jones* an Injunction in Equity was Granted vpon the order to this Court, where the ſaid *Weir* makes Oath in Chancery that he never Sould the Land to any p̄ſon Whatſoever and for that it Appeares to the Court to be a very vexatious Sute, Continued by *Jones* to Defraud the Said *Weir* of his Juſt due. *It is therefore Orde'd* that the Said *Jones* forthwith pay vnto the Said *weir* an Able man Servant & Two Thouſand pounds of tobacco & Caske for his Expences & damages wth Coſts of Sute, being Clarke & Sherriffs fees/

Page vs York Com^{rs}

It is Orde'd that the County Court of *Yorke* pay vnto M^{r} *Jn^{o} Page* by way of Leavie vpon the whole County, what he ſhall make Appeare is Due to him vpon his Oath if Required for the purchaſeing of the Armes, According to an order of *yorke* County Court, wth twenty five p̄c^{t} & that they pay him for fraight & other petty charges he hath Diſburſ^{d} wth Coſts, & the County Allow to Co^{ll} for what Armes he hath Cauſed to be brought in, as above is allowed to M^{r} *page*.

Harper vs Drumond

The Judgment that M^{r} *Gabriell Harper* Obtained Againſt M^{r} *W^{m} Dromond* is Confirm^{d} p̄vided y^{e} Said *Harper* make oath that M^{r} *Dromond* paid noe more for his Andirons then is Charged by Invoyce & that the Account he Gives of the weight of y^{e} tobacco is Juſt

Sanford

Sandford vs Thorogood

Judgment is Granted Mr *Samll Sandford* Againſt Lt Coll *Thorogood* for payment of Eleven hoggſheads Amounting to five Thouſand four hundred & thirty pounds of tobacco which Said Tobacco the Said Lt Coll *Thorogood* Converted to his Owne vſe and alſoe Six Thouſand One hundred twenty Six pounds of tobacco & Caske which was found due to the Said *Sandford* by the Report of Auditors wth Coſts Sute *als* ex.

Exit ẽx Coř p

The 7th Day of *October* 1675

p̄ſent

GOVERNOR Coll *Nath Bacon Hen: Corbyn* Eſqr *Tho: Ballard* Eſqr Coll *Phill Ludwell* Deptv Secr *Ja: Bray* Eſqr Lt Coll *Wm Cole*

Beverly vs Appleton

Whereas Capt *Robt Beverly* Attorney of Mr *Tho: Southing* had a Writt Directed to the Sherriffe of *Weſtmoreland* County for the Arreſting of Capt *Jno Appleton* which Said Writt was Returned to Late to this Court & by Reaſon the Sherriffe Liveth neere the troubles he is not fined & the Said Capt *Appleton* being vpon the Countries Service a Refferrence is therefore Granted to the 3d Day of next Gennll Court.

Linney vs fford

Whereas the Differrence Betweene Mr *Jno fford* Plt & *Richd Linney* Defdt about Accounts was Refferred to Mr *Richd Littlepage* & Mr *Chriſt Robinſon* to Examine & Audite the Accounts Betweene them, who Report to this Court that the Plaintiff is Debtr to the Defendant vpon the ballance of Accounts three Thouſand five hundred & two pounds of tobacco & Caske. *It is orderd* that the Report be Confirmed & Judgment Accordingly Granted the Defendant Againſt the Plantiff for payment of the ſaid Some wth Coſts, & *it is further Orderd* that the Said *Linney* Give Security to Cleere the ſaid *fford* from a Debt which is Due to *Edw: Pettaway* from the ſaid *Linney*, Mr *Sherwood* Enters himſelfe Security for ye p̄formance of the Same/

Beverly to Survey

Capt *Robt Beverley is Orderd* vppon Petiĉon to Survey & Lay out the Land of *Henry Corbyn* Eſqr & other of the Neighbourhood/

Sherriffe vs *Clarke*

Whereas Mr *Gabriell Harper* yeſterday Obtained Order Againſt the Sherriffe of *New Kent* County for payment of Two Thouſand Seven hundred & two pounds of tobacco & Caske for the Non Appeareance of *Charles Clarke* Attachment is therefore Granted ye Sherriffe Againſt the Eſtate of the *Clarke* for payment of the ſaid Some with Coſts, According to Act.

Randall vs Debman

The Differrence Depending Betweene *Jno Randall* & *Wm Debman* is Refferred till the 3d day of the Next Gennll Court/

Biſhop p̄ Survey

Vpon the Reaſonable Petiĉon of *Jno Biſhop It is Orderd* that the Surveyor of ye County in the p̄ſence of the neighbourhood Survey his Land According to the Ancient bounds of his pattent that the true bounds of his Land may be knowne & Renewed/

Cholwell vs Prittiman

The Differrence Betweene Mr *Andrew Cholwell* & Mr *Prittiman* about Accounts is Refferred till the third day of the next Genll Court, & *Orderd* that Mr *Prittiman* make Oath that the Goods his daughter had was vppon Creditt & that ſhee Deſired the Same, & *It is the Opinion of this Court* that the funerall Charges ought not to be paid/

Mr

Mr *Corbyn* abt Land

Whereas Henry Corbyn Eſqr makes Appeare by the Oath of *Hugh Williams* that the ſaid Eſqr *Corbyn* had ſeated a Devident of Land in *Omen* & orderd him to build a Quarter vpon the ſaid Land which he did & Mr *Laurence Smith* forwarning the ſaid Eſqr *Corbyn* to Plant on the ſaid Land, who now Peticons to this Court that the ſame may not be taken vpp as waſt Land which is Granted vnto ye Said *Hen: Corbyn* Eſqr

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[p]ſent

GOVERNOR Coll *Bacon Hen Corbyn* Eſqr *Tho: Ballard* Eſqr Coll *Jo: Bridger* Coll *Phill Ludwell* Depty Secr *Nath Bacon* Junr Eſqr *Ja: Bray* Eſqr Lt Coll *Wm Cole*

Ordr *vs* Mr *Bland*

Mr *Gyles Bland* in Court Declares that he is not to Give an Account to the Honoble Governor of his Accons nor his office/

Ordr *vs Bland* Coll *Ludwell* & Coll *Bridger* Not ſitting

Mr *Gyles Bland* being Demanded in Court to ſhow Cauſe of the Scandalous Information which he Gave to ye Honble Comrs of the Cuſtome Houſe of the Honble Coll *Phill Ludwell* & Coll *Jos: Bridger*, his Anſwer was that he it by Report/

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p[ſent]

COLL *NATH BACON* Preſident *Hen: Corbyn* Eſqr *Tho: Ballard* Eſqr *Nath Bacon* Junr Eſqr *James Bray* Eſqr Lt Coll *Wm Cole*

Ordr *vs* Mr *Bland*

Whereas Mr *Gyles Bland* hath very Lately, Highly & falſely & mutinouſly Scandalized the Rt Honoble Sr *Wm Berkeley* Knt Governor & Capt Genll of *Virginia* by a moſt Scandalous Letter peñed by the ſaid *Gyles Bland*, and Directed, ſent, and Delivered to the Rt Honoble the Governor which Said Letter the Rt Honoble the Governor Cauſed to be Read in Court, or Such p[ſ]t thereof as was and Appeared highly Scandalous & Mutinous to and Againſt his Honor, And the ſaid *Gyles Bland* p[ſ]ifting in Open Court highly to Scandalize his Honor and being Severall times Asked & Demanded in Open Court how he would or could make out thoſe High, falſe, Scandalous & Mutinous accuſatons & affirmations made, Sett downe, & pened Againſt the Rt Honoble the Governor in the Before Mentioned Letter, the Copy whereof he Declared in Court, to have ſent for *England* vnto his Majeſties Comiſſioners of his Cuſtomes He the Said *Gyles Bland* made (and Declared he could make) none other Anſwer or defence, than that he heard ſoe, or he was told Soe. And being further Demanded if he had none other Ground for his ſoe doeing he either would not or could not otherwaies Juſtifie himſelfe. And the Rt Honoble the Governor ariſing from his ſeate and ſteping one Step below the Place of Judicature and Requireing & deſireing of us his majeſties Councellors of State in *Virginia*, Juſt Satisfacon and Vindication from and Againſt the ſaid *Gyles Bland* for ſuch his moſt Scandalous falſe, & mutinous Reports, affertions, Behaviors & Deportments towards him/

Wee doe therefore Vnanimouſly, conſent, agree, & order that Mr *Gyles Bland* be forthwith Comitted into the Cuſtody of the the High Sherriffe of *James Citty* County vntill he have given bond with Sufficient Security for his Good Behavior And that he be, and he is hereby Suſpended from his Place of Collector of his Majeſties Cuſtomes, and all other Places and offices in *Virginia*, vntill his Majeſties Pleaſure ſhall be further Knowne/

p[ſent

ꝑſent

SR *WM BERKELEY* Knt Governor &c Coll *Nath Bacon Nath Bacon* Junr *Ja: Bray* Lt Coll *Wm Cole* Eſqrs

Orderꝺ ꝑ Collectors ye penny ꝑ lb

The Rt Honoble the Governor and Councell takeing into their Serious Conſideracõn & Care that his Majeſties Cuſtomes may be truley Collected and Duely paid have Orderꝺ & Doe hereby Order, That the Severall Collectors of the two ſhilling ꝑ hoggſhead for the *Virginia* Impoſt in their Severall & Reſpective places Liberties, & ꝑcincts, doe *And they are hereby Impowered duely truely & faithfully without Salary or Reward* to Collectt his Maties Cuſtomes which ſhall from hence forth Grow due, by Vertue of the Act of Parliament made in the twenty fifth yeare of his Maties Raigne, Intituled *An Act for the Incouragement of the* Greene Land *trade* and the Severall other Acts Concerning Trade & Navigation And that for and in Order to their more faithfull ꝑformance thereof: they be Severally Sworne by the Rt Honoble The Governor that they will & ſhall Soe doe And that they ſhall & doe forthwith Give Security for their due ꝑformance of their Said office according to the true Intent & meaneing of the Said Acts of ꝑliament And the Inſtrucõns of the Honoble his maties Commiſſioners of his Cuſtomes.

Ordr *vs Bland*

It is Orderꝺ that Mr *Gyles Bland* Give Sufficient Security to the Sherriffe of *James Citty* County for his Appeareance at the next Genll Court to Anſwer what ſhall be o[b]jected Againſt him Either by Coll *Jos: Bridger* or Coll *Phill Ludwell.*

Mills vs Macon

Refferrence is Granted in the Differrence Betweene Mr *Hen: Mills* & Mr *Wm Wm Macon* till ye 3d day of next Genll Court Mr *Macon* being Sick

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The 8th day of *October* 1675

[ꝑſent]

GOVERNOR Coll *Bacon* Coll *Swann* Coll *Beale Hen: Corbyn* Eſqr Coll *Bridger Tho: Ballard* Eſqr Coll *Ludwell* Deptȳ Secr *James Bray* Eſqr Lt Coll *Wm Cole*

Halley vs Thorpe

Refferrence Betweene *Ja: Halley* attorney of *John Clerke* Eſqr & Mr *Otho Thorp* & Mr *Pendexter* till the 3d day of the next Genll Court, where ye Differrence is to be tryed

Undertakers *vs* Sherriffe

It is Orderꝺ by this Court that the Severall High Sherriffes through out the County Give Good Security to the Severall Vndertakers of the 50li tobõ ꝑ pole for payment of the Same According to Act of Aſſembly & when the Said Sherriffs have Given in Security then the County Courts to be Diſcharged from the Same.

Mr *Place* Vndertaker

Mr *Rowlꝺ place* vndertaker of the fifty pound tobb ꝑpole in the Place of Coll *Winn* in *Charles Citty* County.

Cha: Citty Newſum vs Hull

Judgment is Granted Capt *Rich newſum* Againſt Lt Coll *John Hull* for payment of fifty five pounds *Sterling* by bills of Exchange the Coſts is to be brought in ye next Genll Court.

ffarrell vs Wynn

The Differrence Betweene Capt *Hubert ffarrell* as marrying the Daughter of Coll *Drew* & Mrs *Wynn* Executrix of Coll *Wynn* Decꝺ about Accounts is Refferred to Lt Coll *Edw: Hill* Mr *James Minge* Mr *Tho: Blayton* & Mr *James Biſſe* or any three of them who are to Examine

Examine the Reaſonableneſs of Co[ll] *Wynns* Accounts & Audite y[e] Accounts betweene them & Report to next Genn[ll] Court.

Indian *vs* *Dunn*

It is Order[d] that *Benj:* the Indian Returne to his Service & that *Cha: Dunn* his maſter Appeare at Next Genn[ll] Court to Anſwer the Said Indians Complaint.

Ord[r] *vs Chick:* Indians

It is Orde'd that the Interperter Geo to the Indians that Belongs to the Great *Munguy* & Charge them to Admitt the Said *Munguy* into the Same degree he vſe to be in & Reſtore him his Eſtate & to tell them if they Deny the Same that the *Engliſh* will take it Amiſſe the ſaid *Munguy* being alwaies a faithful friend to the *Engliſh*

Afternoone

THE Same Court

Hansford vs *Jh: Winflow*

The Differrence Betweene M[r] *Tho: Hansford* & M[r] *Jn[o] Winflow* is Suſpended till next Genn[ll] Court M[r] *Sherwood* Enters himſelfe Security to pay what Damages the Said *Hansford* ſhall Recover of the Said *Winflow.*

The 9[th] Day of *October* 1675

p̄ſent

GOVERNO[R] Co[ll] *Bacon Hen: Corbyn* Eſq[r] L[t] Co[ll] *W[m] Cole* Eſq[r].

Harlow vs *Whitby*

M[r] *Jn[o] Harlow* Petic̄oning to this Court that M[r] *W[m] Whitby* Dec[d] was Greatly Indebted to him and the Said *Whitbys* orp[t] being neare of Age and feareing the Land of the Said *Whitby* will be ſold on purpoſe to Debarr him from his Juſt dues. *It is therefore Orde'd* that a *Caveat* be Entred that the Lands of the ſaid *Whitby* may not be ſold nor allienated by any p̄ſon whatſoever vntill the Orphant Comes of Age & the Said M[r] *Harlowes* Sute be determined

p̄ſent

Co[ll] *Swann* Co[ll] *Beale Tho: Ballard* Eſq[r] Co[ll] *Bridger* Co[ll] *Ludwell* Dep[ty] Secr *Ja: Bray* Eſq[r]

Mathews vs *Hetherington*

It is orde'd that *Tho: Hetherington* pay vnto *James Mathews* One Thouſand pounds of tobacco & Caske which is to be in full of all Coſts & Charges Accrueing vppon a Differrence Betweene the Said *Ja: Mathews* P[lt] & The Said *Tho: Hethering* Defd[t]

Afternoone

THE Same Court Only Co[ll] *Ludwell* Excepted

Ord[r] *vs* *Suſquã* Indians

It is Orde'd by This Hono[ble] Court that the *Suſquahannah* Indians doe Still Continue in the poſſeſſion of the Land they are now vpon, Untill the Right Hono[ble] the Governo[r] Shall ord[r] to the Contrary and that Cap[t] *W[m] Bird* Goe vpp to the aforeſaid Indians & Demand two Hoſtages of them & take Care that they are y[e] Children of Great men & Betweene four & Eight years of Age.

Codogan

Codogan vs Macon

Coll *Jn° Leare* Major *Tho: Milner* & Mr *Barnaby Kerney* or any Two of them are Appointed to Audite the Accounts Betweene Mr *Wm Codogan* & Mr *Wm Macon* & make Report to ye 3d day next Gennll Court/

Royall vs Taylor

Hen Royall hath Judgment Againſt the Sherriffe of *Charles Citty* for what is made Appeare *July* next Court, for the Non-appeareance of *Jerniah Taylor* in Caſe the ſherriffe Cauſe not ye ſaid *Taylor* to Appeare next Court/

Rawlins Acquitted

Jn° Rawlins being Accuſed for murthering of an Indian woman by the Grand Jury found *Ignoramus*, he was therefore Acquitted by ꝓclamacon

Thraffer Acquitted

Elinor Thraffer being Indited for murthering *Taylor* was found not Guilty, ſhe was therefore Acquitted by ꝓclamacon

Gray vs Emry

Edwd Gray is Orde'd to be paid by *Chas: Emry* for two Days Attendance at Towne being Sumoned in a Difference Between the ſaid *Emry* & Mr *Malachy Thurſton* as Attorney of Mr *Edwd Thurſton*

Councellors

Capt *Ralph Wormely* Mr *Rowd Place* & Mr *Tho: Bowler* are Appointed Councellors

Sworne

Mr *Rowland Place* & Mr *Tho: Bowler* are Sworne Councellors/

The 11th Day of *October* 1675

ꝓſent

GOVERNOR Coll *Swann* Coll *Beale Hen: Corbyn* Eſqr *Tho: Ballard* Eſqr Coll *Bridger* Coll *Ludwell* deptv ſecr *Ja: Bray* Eſqr Lt Coll *Cole Tho: Bowler* Eſqr *Rowland Place* Eſqr

Pleaſants vs Minge

Judgment is Granted Mr *Jn° Pleaſants* as Attorney of Againſt Mr *James Minge* for payment of Eleven Thouſand five hundred pounds of tobacco & Caske wth Coſts, Butt *Whereas* the Said Mr *Minge* bought a Plantacon for ye Said tobb, the Said Mr *Pleaſants* doe Leave it to ye Said Mr *Minge* Choice Either to pay the tobacco or Reaſſigne & Deliver the Said Plantacon, and the ſd *Pleaſants* to pay him what ſhall be Adjudged by Mr *Tho: Blayton*, Mr *Nic° Wyatt*, Mr *Tho: Hunt*, & Mr *James Biſſe*, for what Charge the ſaid Mr *Minge* hath been at for Building vpon the ſd Plantacon, the above ſaid Gentlemen to meete Betwixt this & ye 10th day of *November* next

Bird vs Holmes

In the Differrence Betweene *Robert Bird* as marrying the Relict of Mr *Tho Holmes*, Plt & *Robt Holmes* Deft vpon an Appeale from *New Kent* County Court being fully heard, *It is Order'd* that the Order of *New Kent* Court be made void, and that the Said *Holmes* pay Vſuall Coſts, Mr *Bird* in Court freely Gives the Coſts to the ſaid *Holmes*

Cholwell vs Curle

Refferrence Betweene *Andrew Cholwell* & *Thomas Curle* till ye 4th day of the next Gennll Court vpon Requeſt of *Curle*/

Emry vs Thruſton

Judgment is Granted *Cha: Emry* as marrying *ffrances Loueing* Againſt the Eſtate of Mr *Edwd Thurſton* for payment of fourteene pounds Tenn Shillings *Sterl* wth Coſts

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Afternoone

ꝓſent

GOVERNOR Coll *Bacon* Coll *Swann* Coll *Beale Hen: Corbyn* Coll *Bridger Ja: Bray* Lt Coll *Cole Rowd Place Tho: Bowler* Eſqrs

Morgan vs Warner — Mr *ffrancis Morgan* hath Order Againſt the Sherriffe of Lower *Norfolk* County for the Nonappeareance of Capt *Jno Warner* for what ſhall be made Appeare Juſtly due next Court in Caſe the ſaid Sherriffe Cauſe not the Said *Warner* then to Appeare

Tho: Ballard Eſqr

Thurſton vs Emry — Mr *Malachy Thruston* hath Nonſuite Againſt *Cha: Emry* noe Cauſe of accon Appeareing, *It is Therefore Ordd* that the ſaid *Emry* pay Damages According to Act to the Said Mr *Thruſton* wth Coſts Court, *als* ex.

Emry vs Thruſton — Capt *Peyton* Mr *Pleaſants* Mr *Pleaſants* & Mr *Rogers* are Appointed to Audite the Accounts Betweene *Cha: Emry* & Mr *Malac Thurſton* Attorney of Mr *Edwd Thurſton* & Report to morrow Morning

Bowler vs Meeres — Judgment is Granted *Thomas Bowler* Eſqr Againſt *Robt Meeres* for payment of Nineteene hundred Sixty five pounds tobacco & Caske & two pounds, nineteene Shilling, wth Coſts the ſaid *Meeres* Juſt Diſcompts to be deducted.

Reeves vs Smith — Refferrence Betweene *Henry Reeves* & *Richd Smith* till the 3d day of the Next Gennll Court, where the Said *Smith* is p̄ſonally to Appeare

Dale vs Taberer — The Differrence Betweene *Peter dale* & Mr *Tho: Taberer* is Refferred till the 3d day of the next Gennll Court, vpon the Requeſt of the ſaid *Taberer*

Griffin vs Robinſon — Refferrence Betweene *Leroy Griffin* & *Richd Robinſon* till ye 3d Day of next Gennll Court.

The 12th Day of *October* 1675

p̄ſent

GOVERNOR Coll *Tho Swann* Coll *Nath Bacon Hen: Corbyn* Eſqr *Tho: Ballard* Eſqr Coll *Jos: Bridger Ja: Bray* Eſqr Lt Coll *Wm Cole* Eſqr *Rowland Place* Eſqr

Thurſton vs Emry — *Whereas* the Differrence Betweene *Cha: Emry* Plt as marrying *ffrances Loveing* & Mr *Malac Thurſton* Defdt as Attorney of Mr *Edwd Thurſton* about Accounts was Refferred to Auditors who made Report their is tobacco due to the Defdt Nonſuite is Granted the ſaid Mr *Thurſton* Againſt the Said *Emry* Noe Cauſe of Accon Appeareing, *It is Therefore Ordd* that the ſaid *Emry* Pay vnto the ſaid Mr *Thruſton* Damages According to Acts, wth Coſts Sute *als* ex

Tho: Bowler Eſqr

Shukburgh vs Smith — The Differrence Betweene *John Shukburgh* & Major *Lawrence Smith* about Accounts, is Refferred to Coll *Willis* Lt Coll *Auguſtin Warner* Lt Coll *Jno Smith*, & Major *Robt Briſtow* or any three of them to Audite the Accounts Betweene them, and the Said *Shukburgh* is to Deliver vnto the above Said Gentlemen Vpon his Oath According to the beſt of his Knowlidge, all Accounts Letters bonds & what other Papers he hath that doth any ways Relate to the ſaid Differrence and that the Said Major *Smith* Render A Juſt Account vpon his Oath what the Tobacco Really Coſt him, and that the Whole Differrence & matters Betwixt them be ſtated & Report made to the next Gennll Court

Lawrence vs Spencer — Mr *Rich Lawrence* Nonſuites *Alex: Spencer* noe Cauſe of Accon Ap p̄eing *It is therefore Ordd* that he pay damages According to Act wth Coſts

Yarrow

Yarrow vs Liggon Refferrence Betweene *James Yarrow* & Co[ll] *Tho: Liggon* till y[e] 3[d] day of next Genn[ll] Court

Weekes vs Spencer *It is Orde[r]d* that *Alexd[r] Spencer* pay vnto *Steph Weekes* one hundred pounds of tobacco for his Charges w[th] Cofts

Diggs vs Walker The Differrence Betweene M[rs] *Eliz: Diggs* Extrix: of *Edw[d] Diggs* Eſq[r] Deĉed & Major *Tho: Walker* is Refferred till the 3[d] day third day of the next Genn[ll] Court vpon the Requeſt of Major *Walker*

Rogers vs Jenkins The Differrence Betweene *Jn[o] Rogers* & *Nath Jenkins* is Refferred to the next County Court of *Glouceſter*, to Examine the Differrence and Paſſe Judgment Accordingly

Ramſey vs Morſe *Whereas David Morſe* did Scandalize abuſe & Defame the wife of L[t] Co[ll] *Edw[d] Ramſey* as alſoe the Said *Edward*, for which the ſaid L[t] Co[ll] *Edw[d] Ramſey* Sued the Said *Morſe* to this Court, where it Appeareing the Scandall was of a very high nature, *It is therefore Orde[r]d* that the Said *Morſe* pay vnto the Said L[t] Co[ll] *Ramſey* two thouſand pounds of tobacco & Caske & that he pay all Cofts & y[e] Attorneys fee and that he make publiq Acknowlidgm[t] vnto M[rs] *Ramſey* in the ꝑiſh Church where ſhe Liveth

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Afternoone

ꝑſent

GOVERNO[R] Co[ll] *Bacon Hen Corbyn Tho: Ballard* Co[ll] *Jos: Bridger* Co[ll] *Ludwell* dep[ty] Secr *Ja: Bray* L[t] Co[ll] *Cole Row[d] Place Tho: Bowler* Eſq[rs]

Collier vs Halley Vpon the Petiĉon of L[t] Co[ll] *W[m] Collier*, *It is Orde[r]d* that no Execuĉon doe Iſſue vpon a Judgment formerly Obteyned In this Court by *Jas: Halley* as Attorney of *Stuckey* Againſt the Said L[t] Co[ll] *Collier* in three months time now next Comeing

Ward Baniſhed *Tho: Ballard* Eſq *Ja: Bray* Eſq & Co[ll] *Cole* decenting *Evan Ward* being Indited for murthering of *Jn[o] Button* was brought in by the Grand Jury *billa vera*, then a Jury of Life & death was Impannelled, who brought in their Verd[t] Guilty, Butt before Sentence of death paſt, ꝑt of the Councell being Diſſatisfied w[th] the Jury Vird[t] by Reaſon of the Variouſneſs of the Evidence & for that the Corps were never found, Have thought fitt & *doe Order* that the Said *Evan Ward* be Baniſhed out of this Country & never to Returne

Hurſt vs Warner Judgment is Granted to *Jn[o] Hurſt* as marrying the Executrix of L[t] Co[ll] *W[m] Alford* for payment of one Thouſand pounds of tobacco & Caske Againſt Cap[t] *Jn[o] Warner*, with Cofts, which is in full of a mare

Sware Collecto[rs] S[r] *Hen Chicheley* Kn[t] is Defired by this Court to Sware the Collecto[rs] to the Northward According to the Oath taken by *Hen: Corbyn* Eſq and the Reſt of the Collecto[rs]

Ord[r] ab[t] ꝑviſions *It is Orde[r]d* by This Hono[ble] Court, that Noe ſhipp nor any Other veſſell Whatſoever doe Carry out of this Country noe more ꝑviſions then ſhall be Neceſſary or Sufficient for the Shipps vſe, vntill the Adjourneing of the next Aſſembly, Except thoſe veſſels which are already Entred And the Severall Collecto[rs] are Charged Dilligently to ſerch all Shipps & Veſſells

Walker Acquitted *Rob[t] Walker* being Indited for murthering of *Mary Vickins* was by the Petty Jury found Homicide ꝑ miſadventure, he was therefore Acquitted by ꝑclamaĉon

Dowglace

Dowglace Burnt in y^e^ hand

Jn^o^ Dowglace Indited for murthering of *Jn^o^ Taylor* was found by the Petty Jury to be Manflaughter, for which fact he was burnt in the Hand

Wafhington Burnt in y^e^ hand

Edw^d^ Wafhington Indited for murthering of *Will^m^ Norcott* was found by the Petty Jury to be Manflaughter, for which fact he was Burnt in the hand

Ord^r^ ab^t^ Powder

Whereas there are Sixteene Barrells of Powder in *Yorke* River which was Sent in for the Countries Vfe, *It is therefore Orde^r^d* that it be Difpofed of to the Severall Affociations, & that the Purchafer be payd out of the Impoft Money of 8^s^ ℔ h^hd^ & that the Charge for Bringing the Said Powder from *Rappahannock* River to *Yorke* River be alfoe Satisfied

The Court Adjourned to the firft day of the Meeting of the next Affembly where all Caufes Vndetermined this Court are to be tryed

Teft

Hen: Hartwell Cl Con

At a Meeting At *James Citty* the 7th *ffebry* 1675/6

[p̃ſent]

GOVERNOR Coll *Bacon* Coll *Beale* Coll *Swann* Coll *Bridger* Lt Coll *Cole* Eſqrs

Mr *Ballards* Servts Adjd

Tho: Ballard Eſqr this day haveing brought *James Prichard Jeremy Geo: & Tho: Prichard* Servants bought by him this Shipping out of *Tho: Granthams* Shipp to have there Ages Adjudged of, It is the Opinion of the Rt Honoble the Governor & Councell that the Said three Servants Each of them are fourteene yeares of Age, & to Serve According to Act

At a Genn[ll] Court held at *James Citty* the 4[th] day of [*March*] 1675/6

ꝑſent

SR *WILL[M] BERKELEY* Kn[t] Governo[r] &c S[r] *Henry Chicheley* Kn[t] Co[ll] *Nath Bacon* *Tho: Ballard* Eſq[r] Co[ll] *Phill Ludwell* Dep[ty] Secr *Ja: Bray* Eſq[r] L[t] Co[ll] *W[m] Cole*

Netherland ꝑ Land — *Robert Netherland* hath Order for four hundred & Ninety Acres of Land in *Charles Citty* County formerly Granted to Co[ll] *Tho: Drew* and for want of Seateing by him Deſerted, Ent Rights According to Cuſtome

Kendall ꝑ Land — Co[ll] *W[m] Kendall* hath Order for one hundred Acres of Land in *Northampton* County formerly Granted to *Phi[ll] ffiſher* & by him Lapſed for want of Seateing Ent Rights According to Cuſtome

Anderſon ꝑ L[d] — *W[m] Anderſon* hath Order for fouer hundred & fifty Acres of Land in *Accomack* formerly Granted to *Ambroſe White* & by him Deſerted Ent Rights According to Cuſtome

Bowſee ꝑ L[d] — *John Bowſee* hath Seven yeares Liberty for the Seating of his Land in *Rappahanock*

Johnſon ꝑ Land — *John Johnſon* hath Order to take vpp & pattent what waſt land lies Betweene the ſwamps of *Arrocaco* & *Taritian* in the County of *New Kent* he finding Rights for the ſame

Smith ꝑ L[d] — Majo[r] *Laurence Smith* hath ſeven yeares Liberty Granted him for the Seateing of 4600 Acres of Land formerly Granted to him, Lyeing in *New Kent* County

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The 8[th] *March* 1675/6

THE Same Court only Co[ll] *Tho: Swann* Added

Bacon vs Taylor — Refferrence Continued Betweene Co[ll] *Nath Bacon* and *Taylor Taylor* not Appeareing *And It is Orde[r]d* that if he doe not Appeare the firſt day of Next Genn[ll] Court, then Judgm[t] to paſſe for his default

Hancock White — Vpon Petic̃on of *Tho: Hancock It is Orde[r]d* that he Secure Soe much of the Eſtate of *John White* as is in his poſſeſſion till next County Court held at *New Kent*, who are diſpoſe of y[e] Same According to Law

Young vs Renett — Refferrence Continued Betweene *Vincent Young* & *Jonas Renett* till y[e] third day Next Genn[ll] Court

Hansford vs Winſlow — Refferrence Continued Betweene *Tho: Handsford* & *John Winſlow* is ſtill Continued, *And it is Orde[r]d* that the Eſtate of the ſaid *Winſlow* which was Attached by *Hansford* doe Remaine in the ſherriffs Poſſeſſion vnleſſe *Winſlow* give Security

Viccars Land — Vpon Petic̃on of M[r] *Tho: Viccars It is Orde[r]d* that he have Seven yeares time Granted him for the ſeating 1280 Acres of Land in *Rappahanock* River

Smith Land — Vpon Petic̃on of L[t] Co[ll] *John Smith* Majo[r] *Jn[o] Lewis* Cap[t] *Phill Lightſoote* M[r] *Tho: Royſton* & M[r] *John Buckner*, *It is Orde[r]d* that they have Seven yeares time Granted them for the Seating of 10000 Acres of Land in *New Kent* County

Afternoone

Afternoone

THE Same Court Continued (only Mr *Bray*)

Hone vs Wyatt

Judgment is Granted Major *Tho: Hone* Againſt Major *Wm Wyatt* (as Aſſigne of Coll *Robt Wynn* for payment of Two Thouſand pounds of tobacco and Caske wth Coſts Sute noe Ececuc̃on till the laſt Day of *November* Next

Coll *Beale Duncomb vs Collier*

In the Differrence Betweene *Johana Duncomb* & Lt Coll *Collier* Vpon Appeale from *New Kent* County Court being Examined *It is Ordered* that the Order of *New Kent* be made void And that the ſaid Lt Coll *Collier* pay vnto the ſaid *Johana Duncomb* fower Thouſand pounds of Tobacco & Caske being due for Rent wth Coſts Sute, Noe Accounts nor bills is to be Allowed & Diſcompted but what were Aſſigned to the Said *Collier* before the date of the Leaſe/

ffarrell Fine Remd

Vpon Petic̃on of Capt *Hubert ffarrell* for the Remitting of a fine Layd on him by an Order of this Court, *It is Orderd* that the Said fine be taken off.

Anderſon vs Boates

Wm Anderſon hath nonSuite Againſt Mrs *Ann Boates* the Declarac̃on not being duely Entred, *It is orderd* that the Said Mrs *Boates* pay vnto the Said *Wm Anderſon* Damages According to Act wth Coſts Sute *als* ex.

The Ninth of *March* 1675/6

[p̃ſent]

GOVERNOR &c Sr *Hen: Chicheley* Knt Coll *Tho: Swann* Coll *Tho: Beale Tho: Ballard* Eſqr Coll *Jas: Bridger* Coll *Phill Ludwell* Deptȳ Secr *Ja: Bray* Eſqr Lt Coll *Wm Cole Tho: Bowler* Eſqr

Mr *Ralph Wormely* Sworne Councellor

Mitchell vs Dromond

Wm Mitchell Servant to Mr *Wm Dromond* Petic̃oning to the Court for his freedome & p̃ducing an office Indenture which being Thoroughly Examined and Mrs *Watſon* declareing in Court that ſhe kept the Indenture about three yeares *It is Orderd* that the Said *Mitchell* be free and that Mr *Dromond* pay him Corne & Clothing According to the Cuſtome of the Country.

Lee vs Sherwood

Geo: Lee Sueing Mr *Sherwood* as Attorney of Capt *Edwd Goſling* for an Account of three hoggſheads of Tobacco Shipped on board the ſaid Capt *Goſlings* Shipp for *holland*. *It is Orderd* that the Said Mr *Sherwood* keepe of the Said Capt *Goſlings* Eſtate in his hands to the value of ffifteene pounds *Sterling* for the Satisfac̃on of the Said *Geo: Lee* his claime with damages and Coſts vntill next Court.

Bews will p̃ved

Mr *Jeffery Bew* his will p̃ved in Court by the oaths of *Math Slader* and *Nico Smith* & by the depoſition of *Wm Starkey* and a p̃bate Granted to *Regnalt Bew* the Executor *And it is orderd* that the Said *Bews* Eſtate doe Remaine as it now is Vntill *Math Slader* Give Good & ſufficient Security to *Glouceſter* County Court Such as they ſhall approve off, for the due p̃formance of the Said Will of the Said *Bew* and then he to be poſſeſſed thereof and the County Court is to Enquire into the Said *Sladers* managemt of the

the Said Eſtate and vpon the ſaid *Sladers* Ill managem[t] of the ſame to Act and doe as they ſhall thinke fitt and if the Said *Math Slader* Shall not within two Succeeding *Glouceſter* Courts Give Such Security as they Shall Like of. then the Widdow to be Inveſted thereof She Giveing Security According to Law

Clayborne vs Rich[d] The Differrence betweene Co[ll] *W[m] Clayborne* and *W[m] Richards* is by the Requeſt of *Richards* Refferred to y[e] 2[d] day of Next Genn[ll] Court.

& Covinton Refferrence betweene Co[ll] *W[m] Clayborne* and *Covinton & Howarton* till y[e] 2[d] Day next Court

Hull vs Regart Refferrence Betweene Co[ll] *Hull* and *W[m] Regart* till y[e] firſt day next Court

Hawley Refferrence betweene Co[ll] *Hull* and *Edw[d] Hawley* till y[e] firſt day next Court.

Webb Refferrence Betweene Co[ll] *Hull* and *W[m] Webb* till y[e] firſt day next Court

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Afternoone

[p̄ſent]

GOVERNO[R] Co[ll] *Swann* Co[ll] *Beale* *Tho: Ballard* Eſq Co[ll] *Ludwell* dep[ty] Secr *Ja: Bray* Eſq[r] *Tho: Bowler* Eſq[r]

Booker Huckle Cap[t] *Richard Booker* is Impowered by this Court to take into his poſſeſſion and Care all & Singular the Eſtate of M[r] *W[m] Huckle* dec̄ed (more Eſpecially his Servant) and the Same to Secure till y[e] next Genn[ll] Court where if M[r] *W[m] Sherwood* doe not make Appeare A noncupative will of the Said M[r] *Huckles* (which he now p̄tends there is) Then Adminiſtrac̄on is to be granted to the ſaid Cap[t] *Booker* on the Said M[r] *Huckles* Eſtate.

Thorogood vs Sandford *Whereas* M[r] *Sam[ll] Sandford* Obteyned Judgment in this Court in *October* laſt ag[t] L[t] Co[ll] *Adam Thorogood* for a Certain Some of Tobacco vpon which Said Judgment an Execuc̄on Iſſued Againſt the body of the ſaid *Thorogood* who declares vpon his Oath that he had not p̄ſent tobacco to Satisfie the Said Judgment but tenders other Goods According to Law for the Redemption of his ſaid body from the ſaid Execuc̄on Amongſt which were a p̄cell of Horſes & Mares which *John Sandford* (brother & Attorney of *Sam[ll] Sandford* did Accept of and tooke by Appraizement to the value of the ſaid Debt,and did voluntarily give order to the ſherriffe to give vpp the ſaid Execuc̄on & himſelf gave a Receipt in full on the back of it, as Appeares to this Court by Confeſſion of the ſaid *Sandford And Whereas* the ſaid *Sam[ll] Sandford* hath now Sued the Said L[t] Co[ll] *Adam Thorogood* to this Court for Damages vpon p̄tence that by y[e] Said *Thorogoods* Declareing on his Oath that he had not tobacco, he was forced to take thoſe Goods offerred to his great damage which this Court haveing fully heard and well Weighed are of Opinion (*Nemine Contra dicente*) that the takeing the ſaid Horſes and Mares According to the Appraizement and Giveing Diſcharge on the back of the Execuc̄on were not forced but Voluntarie Acc̄ons by the ſaid *Sandford* and that there Appeares noe Cauſe of Acc̄on and hath Accordingly Granted Nonſuite to the ſaid L[t] Co[ll] *Thorogood*. *It is therefore Orde[r]d* that the ſaid *Sandford* pay damages According to Act with Coſts Sute

From

From which Order the ſaid *Samll Sandford* Appeales to this p̄ſent Aſſembly Mr *Tho: Tilly* Enters himſelf ſecurity for Mr *Sandford* to p̄ſecute & Capt *Robt Bray* Security for Lt Coll *Thorogood* to Anſwer/

The 10th day of *March* 1675/6

[p̄ſent]

GOVERNOR Sr *Hen: Chicheley* Knt Coll *Swann* Coll *Beale Tho: Ballard* Eſqr Coll *Bridger* Coll *Ludwell* Deptv Secr Lt Coll *Wm Cole Tho: Bowler* Eſqr *Ralph Wormeley* Eſqr

Hodge vs Whittinton — Attachmt is Granted *Robt Hodge* Againſt the Eſtate of Mr *Wm Whittington* (he being Returned *non Eſt Inventus* by ye ſherriffe) for wt Appeares Juſtly due next Court, where ye Attachment is to be Returned for Judgment

Wadding Haybeard — Refferrence betweene Mr *Ja: Wadding* & Major *Rich Haybeard* till ye 3d day next Court

Capt *Robt Beverly* is Impowered to officiate as the Kings Attorney Genll this p̄ſent Court

Roane p̄ Land — *Charles Roane* hath Order for Six hundred acres of Land in *Glouceſter* County formᵉly Granted to Major *Rich Lee* & by him Lapſed for want of Seating Ent Rights According to Cuſtome, Capt *Robt Beverly* doth on the ſaid Major *Lees* behalfe afirme that ye land is not Lapſed, and Enters Caveat.

Barnard vs Horton — *Whereas* at the laſt Genll Court there was an Order paſt for the Surveying and Laying out the land in Differrence betweene Mr *Richard Barnard* and Mr *Wm Horton* and by Reaſon of theſe dangerous times it Could not be Executed *It is Orderd* that the former Order be ſtill Continued & Renewed and that the p̄ceedings be Returned to ye ſd day next Genll Court

Hill vs Good — The Differrence betweene *Tho: Hill* and *John Good* is by the Conſent of both p̄ties Refferred to the Determination of *Rowland Place* Eſqr

Page vs Watkins — Refferrence Betweene Mr *Jne Page* as Atto: of and ye Extrs of Mr *Watkins* to ye ſd day of next Genll Court/

Sherwood vs Sherriffe — Mr *Wm Sherwood* Aſſigne of *John Hurd* hath Order Granted Againſt the Sherriffe of *Middleſex* County for ye Nonappeareance of Mr *Xper Robinſon* for what Appeares Juſtly due Next Genll Court, in Caſe the ſaid Mr *Robinſon* doth not then Appeare

Harriſon vs Celey — Mr *Barnaby Kerney* Mr *Allen* & Mr *Reade* are Appointed to Audite the Accounts betweene Mrs *Abigall Harriſon* as Extrix of *Jne Harriſon* Decēd & Mr *Tho: Celey* & Report to the Afternoone

Afternoone

[p̄ſent]

GOVERNOR &c Sr *Hen: Chicheley* Knt Coll *Bacon* Coll *Swann* Coll *Beale* Coll *Bridger* Coll *Phill Ludwell* deptv Secr *Rowld Place* Eſqr *Ralph Wormeley* Eſqr *Tho: Bowler* Eſqr

Bridger vs Bartlett — Coll *Jos: Bridger* Collector and on the behalf of his Matie Sueing *Walter Bartlett* vpon a bond for One Thouſand pounds *Sterl*, wherein he was Joyntly and Severally bound with one *Ben: Bale* maſter of the Ketch *Tryall* from *Boſton* in *New England* for his Obſervance of the Laws & Cuſtomes of *England* and this Country,

And

And it Appeareing that the Said *Bale* is deported this Country without Cleering, Judgment is therefore Granted againſt the ſaid *Walter Bartlett* for payment of the ſaid One Thouſand pounds *Sterl* According to the bond w^th^ Coſts, but noe Execuc̃on to Iſſue till this time Twelve month/

Ord^r^ ag^t^ *New Engl^d^* Veſſells

Whereas it Appeares to this Court that one *Ben Bale* maſter of a Ketch from *Boſton* in *New England* hath Contrary to the Laws & Cuſtomes of *England* & this Country departed the Country without Clearing *It is therefore Orde^r^d by this Court* that for y^e^ future y^e^ Severall Collecto^rs^ doe Imediately vpon the Arrivall of any veſſell from *New England* (in theſe ſev^ll^ p̃incts take Care to Secure the ſaid veſſells vntill they Give Good & Sufficient Security to p̃form the Laws of *England* and of this Country/

Exit S^r^ *Harry* Co^ll^ *Bridger* Co^ll^ *Cole* Eſq^r^ *Wormely*

Shuckburgh vs Laurence

Whereas the Differrence betweene *Jn^o^ Shuckburgh* P^lt^ and Majo^r^ *La^w^r Smith* Defd^t^ about Accounts was the Laſt Genn^ll^ Court Refferred to Co^ll^ *ffrancis Willis* L^t^ Co^ll^ *Auguſtine Warner* and Maj^r^ *Rob^t^ Briſtoll* to Examine the whole Differrence & matters betweene them who doe make Report to this Court vnder their hands that there is due vnto the P^lt^ from the defd^t^ thirty two pounds Tenn ſhillings & three pence *ſterling*. *It is Orde^r^d by this Court* that the ſaid Report be Confirmed, And Judgment is Accordingly Granted to the ſaid *John Shuckburgh* Againſt the ſaid *Laurence Smith* for payment of y^e^ ſaid Some w^th^ Coſts Sute/

Jones vs Hawkins

Whereas the Differrence betweene *Geo: Jones* and *Haſlewood* P^lts^ and Cap^t^ *Thomas Hawkins* defd^t^ about *Lucas* his land was Refferred by *Rapp^a^* Court to this and the ſaid *Jones* and *Haſlewood* not haveing petic̃oned Againſt the ſaid *Hawkins* in any forme The Cauſe is therefore Diſmiſt and *Jones Orde^r^d* to pay damages According to Law to y^e^ ſaid Cap^t^ *Hawkins* w^th^ Coſts Sute/

The 11^th^ of *March* 1675/6

p̃ſent

GOVERNO^R^ &c Co^ll^ *Bacon* Co^ll^ *Beale Tho: Ballard* Eſq^r^ Co^ll^ *Phill Ludwell* Dep^ty^ Sec̃r *Ja: Bray* Eſq^r^ *Rowl^d^ Place* Eſq^r^ L^t^ Co^ll^ *W^m^ Cole*

M^r^ *ffra: Kirkmans* will p̃ved in Court by the oath of Cap^t^ *Tho: Pate* and a p̃bate is Granted to *Sarah* the Executrix and y^e^ Will *Orde^r^d* to be Recorded/

The Hono^ble^ Governo^r^ ſaying to M^r^ *Bland* in Court that he is and ſhall be Suſpended from his office of Collecto^r^ the ſaid M^r^ *Bland* Replied he would not take notice of any Suſpention but would Act in his office Notwithſtanding

Bridger vs Bland

Whereas the Laſt Court M^r^ *Giles Bland* was Required to p̃ſente and p̃ve his Aſſertions Againſt Co^ll^ *Jo: Bridger*, ſett downe in a Letter to the Hono^ble^ Commiſſioners of the Cuſtome houſe in *England*. It now Appeares that the ſaid M^r^ *Bland* hath Injuſtly Charged the ſaid Co^ll^ *Bridger*. *It is Orde^r^d* y^t^ y^e^ Sute be diſmiſt w^th^ Coſts/

Harriſon

Harrifon vs Cely

Whereas the Differrence betweene Mrs *Abigall Harrifon* Plt and Mr *John Cely* defdt about Accounts was Refferred to Mr *Barn: Kerney* & Mr *Arth Allen* to Audite the Accounts betweene them who Returne their Report to this Court that the Plt is debtr to the Defdt Sixteene hundred fifty feven pounds of tobacco and Caske the Sute is therefore diſmiſt/

Minge vs Bowler

Whereas the laſt *James Citty* County Court Mr *Ja: Minge* Obteyned An Attachmt Againſt the Eſtate of *Tho: Bowler* Eſqr and the Sherriffe haveing Attached Severall hoggſheads of Tobacco *It is Orderd* that the Tobacco be . . . Giveing ſecurity According to Law for the Anſwering the ſaid Mr *Minge* at next *James Citty* County Court.

Bland vs Bland

The Differrence betweene Mrs *Bland* & Mr *Giles Bland* is Refferred till *Saturday* next/

The 13th *March* 1675/6

[p̄ſent]

GOVERNOR &c Sr *Hen: Chicheley* Knt Coll *Bacon* Coll *Swann* Coll *Beale Tho: Ballard* Eſqr Coll *Phill Ludwell* Deptv Secr *Ja: Bray* Eſqr Lt Coll *Wm Cole*

ffulcher vs Bland

Capt *Tho: ffulcher* hath Order Againſt Mr *Gyles Bland* to be paid for five days Attendance at Towne & for two days Comeing & two days Goeing According to Act of Aſſembly/

Kerney vs Bland

Mr *Barn: Kerney* hath order Againſt Mr *Giles Bland* to be paid for five days Attendance at Towne & for two days & for two days Comeing and Goeing According to Act of Aſſembly/

Crimes vs Walkelate

Mr *Wm Crimes* Complaineing to this Court Againſt Mr *Jos: Ingram* Mr *Wm Walkelate* & Mr *Gregory Walkelate* for forceably Compelling from him a bond of twenty pounds *ſterl* & for forceably takeing from him one Gunnie & Nine ſhillings Six pence and alſoe for beateing Aſſaulting & Scandalizing him ye ſaid *Crimes* which being throughly Examined *This Court doth order* that the ſaid *Crimes* bond be forthwith Delivered vp in Court & Cancelled & what money was taken away from him to be delivered in Open Court and that the ſaid Mr *Wm Walkelate* & Mr *Gregory Walkelate* Ask the ſaid *Crimes* forgiveneſſe & pay vnto the ſaid *Crimes* all Coſts

Mathews vs Saffin

Nonſuite is Granted Mr *Tho: Mathews* Againſt *John Saffin* the Declaracon not being duly Entred wth damages According to Act wth Coſts Sute/

Mathews vs Saffin

It is Orderd by this Court that all further p̄ceedings be Suſpended vpon a Judgment wch Mr *Tho: Mathews* Obteyned Againſt Mr *John Saffin* till next Genll Court/

Pannell p̄ Ld

Vpon Peticon of *Tho: Pannell It is Orderd* that he have Seven yeares Liberty for ye ſeateing of two p̄cells of Land in *Rappahanock*

Afternoone

[p̄ſent]

GOVERNOR &c. Coll *Bacon* Coll *Swann* Coll *Beale Tho: Ballard* Eſqr Coll *Bridger* Lt Coll *Wm Cole Ralph Wormely*

Newell vs Waters

In the Differrence betweene Mr *Richd Littlepage* Attorney of the Admrx of *Jonā Newell* Decēd and Mr *Jno Waters* vpon an Appeale from *New Kent* County Court and by Reaſon the ſaid *Waters* doth not Appeare to Anſwer the ſaid *Littlepage, It is therefore Orderd* that the Order of *New Kent* be made void, And Judgment is Accordingly Granted Againſt the ſaid *Waters* for payment of ffifteene hundred & ſixty pounds of tobacco & Caske wth Coſts/

Macon vs Milles

In the Differrence Betweene Mr *Wm Macon* Plt and Mr *Hen: Miles* defdt vpon an Applle from *Nanzemond* County Court being fully heard, *It is Orderd* by *this Court* that the Order of *Nanzemond* County Court be Confirmed & ye Plt to pay damages to the Defdt as in Caſe of Applēs wth Coſts/

Ordr agt *Bigg*

Whereas John Bigg was Sumōnd to *Lower Norfolk* County Court, as an Evidence to ye Will of Mr *Porter* where the ſaid *Bigg* Refuſeing to give Evidence vpon Oath for ye p̄ſveing ye ſaid Will wherevpon the Court Orderd that the ſaid *Bigg* ſhould be Comitted to priſon, *This Court have thought fitt and doe Order* yt ye Said *Jno Bigg* doe Remaine in priſon vntill he give in his Evidence Vpon his Oath to the ſaid Will, and that the p̄bate Granted at *Lower Norfolk* Court be Allowed ſecurity being Given to that According to Law/

Mills vs Macon

The whole Differrence of Accounts and all other matters & Coſts of Sute betweene Mr *Hen: Milles* Plt & Mr *Wm Macon* Defdt is Refferred to Lt Coll *Jno Lear* Majr *Tho Milner* & Mr *Barn: Kerney* to Examine the Same and their Reſult to be a finall determinacōn which is to be done on ye laſt of *may* next or any time betwixt this and then/

Ordr *vs Bowzee* Negro

Tony Bowze Negro late Servt to Majr Genll *Bennett* Decēd Peticōning to this Court for his freedom, and p̄duceing a note vnder his ſaid Maſters hand wherein it Appeareing that he is to pay 800li of tobacco yearely & to be at Liberty *It is Orderd by this Court* yt the Said Negro Give Security for payment of 800li p̄ *Annum* dureing his life from his maſters deceaſe & that he yearely give Security & payment of the ſame.

Goodrich p̄ Ld

Coll *Tho: Goodrich* hath Seven yeares Liberty Granted him for the Seateing of Two Thouſand Two hundred Acres of Land in *New Kent* County

Cheefman vs Smith

Capt *Edmd Cheefman* Complaining to this Court Concerning a former Order of this Court Granted to Lt Coll *John Smith* attorney of Mr *Tyler* of *London* wherein the Said *Cheefman* was Awarded to pay all Such tobacco as were due from the Said *Cheefman* to the Said *Tyler* by the Curteſie of *England* wth Coſts of Sute and the Said *Cheefman* Alleading that indeed he had Receed noe Such Tobaccos due to the Said *Tyler* but on the Contrary Lt Coll *Jno Smith* had Received at Leaſt 2000 li of tobb more then was due to the Said *Tyler* it being Rents of Said Land due before the ſaid *Tylers* Claime thereto. *This Court doth therefore Order* that all Accounts of Coſts Sute and Charges betwixt the Said *Smith* as Attorney aforeſd and Capt *Cheefman* be Equally ballanced & diſcharged by the Tobacco Soe Received by the Said *Smith.*

The

The 14th of *March* 1675/6

[p̄ſent]

GOVERNOR Coll *Bacon* Coll *Swann Tho: Ballard* Eſq Coll *Jas Bridger Ja: Bray* Eſq Lt Coll *Wm Cole Tho: Bowler* Eſqr

Crimes vs Walklate

It is Orderd that Mr *Wm Walklate* and Mr *Gregory Walklate* pay Vnto Mr *Wm Crymes* ffifteene hundred pounds of tobacco & Caske which is in full of the Coſts in a Difference Betweene them

Exit Coll *Bridger* Coll *Cole*

Reeves vs Smith

Refferrence is Still Continued Betweene *Henry Reeves* and *Smith* till the Third day of the next Genn[ll] Court, where if *Smith* doth Appeare then Judgment is to paſſe for Default Capt *Robt Beverley* doth Engage to Anſwer the next Court as fully as if the Said *Smith* were p̄ſent

Elliott vs Todd

In the Difference betweene Mr *Wm Elliott* & Capt *Tho: Todd* about a Certaine Condic̄on about mill, And it Appeareing to this Court that the Said Capt *Todd* hath not p̄formed the Condic̄on *It is therefore Ordred by this Court* that the Said Mr *Wm Elliott* have the mill at five Thouſand pounds of Tobacco Cheaper then he hath Sold the ſaid mill or that he pay the Said Mr *Wm Elliott* five Thouſand pounds of tobacco with Coſts Sute

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Afternoone

[p̄ſent]

GOVERNOR &c Coll *Bacon* Coll *Tho: Beale Tho: Ballard* Eſqr *Ja: Bray* Eſqr *Tho: Bowler* Eſqr

Barrett p̄ Ld

Vpon Petic̄on of *James Barrett It is Orderd* that his Land in *Surrey* County be by the Surveyor of that County in the p̄ſence of the neighbourhood Surveyd & Layd out According to the Ancient Known Reputed bounds thereof

ffarrell vs Wynn

Whereas Capt *Hubert ffarrell* as marrying *dorothy* the daughter of Coll *Tho: Drew* decd Comenced his Acc̄on Againſt Mrs *Mary Wynn* Executrix of the laſt Will & teſtament of Coll *Robt Wynn* deced who was one of the Executors of the Said Coll *Drew* for Such of the Eſtate of the Said Coll *Drew* as was Rec̄ed by & in the hands of the Said Coll *Wyn And whereas* at the laſt Genn[ll] Court Lt Coll *Edwd Hill*, Mr *Ja: Minge*. Mr *Tho: Blayton* & Mr *Ja: Biffe* were Appointed to Examine the Accounts Exhibited who have Returned their Auditt to this Court And now Vpon heareing the whole matter And the Court haveing Conſidered the Act of Aſſembly Concerning Orphants Eſtate, *It is thereupon Orderd* that the ſd Mrs *Mary Wyñ* as Executrix aforeſaid doe pay to the ſaid Capt *Hubert ffarrell* the ſume of Twenty Thouſand Seven hundred fourty Six pounds of tobacco & Caske & a Gold Ring (which did belong to the ſaid Capt *ffarrells* wife) being found due and Received by the ſaid Coll *Wynn* as one of the Executors in truſt of the ſaid Coll *Drew* wth Coſts Sute *als* ex

Exit Ex Corp

Griffith abt Land

Whereas Leroy Griffith had Given him by Mr *Abra: Moone* by deed five hundred Acres of Land out of his devident of 2500 Acres which

which faid Land was Confirm^{d} by M^{r} *Curtis* who marryed the faid *Moones* Widdow and the faid *Griffith* Petiçoning to have his Land Lay out. *It is Orde*^{r}*d* that the furveyo^{r} of that County Survey and Lay out the faid Land of the faid *Leroy Griffith* (at his owne Coft and Charge) According to the aforefaid Deed, and he peaceably Enjoy the Same/

Randall Debnam — Refferrence betweene *John Randall* & *Cha: Debnam* to the third Day next Genn^{ll} Court

Diggs Walker — Refferrence betweene M^{rs} *Diggs* Againft Major^{r} *Tho: Walker* to the third day next Gen^{ll} Court

Weft Scarbrough — Major^{r} *John Weft* & M^{r} *Cha: Scarbrough* hath order for fower hundred Acres of Land on the *Wefterne* Iflands in *Accomack* County formerly Granted to M^{r} *Ambrofe White* & by him deferted Entring Rights According to Cuftome/

Holland p̄ L^{d} — *Richard Holland* hath Order for Six hundred Acres of Land in *Accomack* County formerly Granted to Cap^{t} *Dan^{ll} Penfe* & by him deferted Entring Rights According to Cuftome/

Robins p̄ L^{d} — *Edw^{d} Robins* hath Order for five hundred Acres of Land in *Accomack* County formerly Granted to Cap^{t} *Jn^{o} Robins* & for want of Seating by him Deferted Ent Rights According to Cuftome

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The 15th *March* 1675/6

[p̄fent]

GOVERNO^{R} &c Co^{ll} *Bacon Tho: Ballard* Efq^{r} Co^{ll} *Tho: Swann Ja: Bray* Efq^{r} *Tho: Bowler* Efq^{r}

Weldon vs fherriffe — M^{r} *Sam^{ll} Weldon* hath Order Granted Againft the fherriffe County for the Nonap p̄eance of *Ja: Crabtree*, (he being Returned Arrefted and noe Security taken) for what A^{pps} Juftly due next Court in Cafe the Sherriffe Caufe not the Cafe [faid] *Crabtree* then Ap p̄e

Co^{ll} *Ludwell Hill vs Lee* — The Differrence Betweene M^{r} *Rich^{d} Hill* P^{lt} and M^{r} *George Lee* Defd^{t} is Refferred to A Jury to Enquire into the Damages

Tite vs Somervile — *It is Orde*^{r}*d* that *Cha: Somervile* of *Rappahanock* Appeare the firft day of the next Genn^{ll} Court to Anfwer the Complaint of *Mary Tite* and that the fherriffe take Good Security for the faid *Somervile*s Appeareance

Wormely vs Jones — Judgment is Granted L^{t} Co^{ll} *Xper Wormely* Againft M^{r} *Geo Jones* for payment of one hundred pounds *Sterl* and Tenn Thoufand pounds of tobacco & Caske According to Specialty wth Cofts Sute Butt vpon Requeft of the faid *Jones* An Injunction in Chancery is Granted till y^{e} 3^{d} day next Genn^{ll} Court

ffenford vs Smith — The Differrence Betweene *Tho ffenford* P^{lt} and *Smith* def^{t} vpon an Appeale from *Lower norfolk* County Court about Land is Refferred till y^{e} 4th day of the next Genn^{ll} Court where if the Defd^{t} Appeare and make oath that he Entred Rights wth *Chichefter* the Surveyo^{r} for y^{e} Land in Differrence Than then he is to have the Same

Gatly vs ffarrell — Refferrence betweene *Nico Gatly* and Cap^{t} *Hubert ffarrell* till 3^{d} Day of the next Genn^{ll} Court where *Gatly* is to Appeare.

Afternoone

Afternoone

[p̄ſent]

GOVERNOR &c Sr *Hen: Chicheley* Knt Colll *Bacon* Colll *Swann* Colll *Beale Tho: Ballard* Eſqr Colll *Jos: Bridger* Colll *Ludwell* deptȳ ſecr *Ja: Bray* Eſqr Lt Colll *Wm Cole Tho: Bowler* Eſqr

Weldon vs Greene

Attachment is Granted Mr *Samll Weldon* as Attorney of Capt *ffofter* Againſt the Eſtate of *Ralph Greene* for payment of One hundred & Eleven Pound Tenn Shillings *ſterl* (the Sherriffe making his Returne *Non eſt Inventus*) Returnable to the next Court for Judgment/

Exit Sr *Harry* Eſqr *Ballard*

Arreskin vs Kirton

William Arreskin Gent for the Lord p̄prietores of the Northerne Pattent haveing brought his Accon Againſt *Thomas Kirton* Gent the former Agent for the Lord p̄prietors and Complaineing to this Court that the ſaid *Kirton* hath for Severall yeares paſt Received the Quitt Rents Arrears of Rents Compoſitions and other Iſſues and p̄ffitts Iſſueing out of the Tract or Territory of Land lying betweene the Rivers of *Rappahanock* and *Potomack* in this Colony and that the ſaid *Kirton* hath not made any Returns or payment of what he hath Recēd Although Often Demanded to which enforced the Said *Arreskin* to Comence his Sute. And the Said *Kirton* now Appeareing to Anſwere the Same p̄duceth an Account which being to Long for the Court to Examine Every Article *It is therefore Orderd* by the Conſent of both p̄ties that Colll *Wm Travers* Major *Griffin*, Mr *David Porter*, and Mr *Tho: Hobſon* or any three of them be Auditors of the Said Account and doe on the third day of *Aprill* next meete at the houſe of Colll *Wm Travers* in *Rappahanock* County and then and there the Said *Kirton* to render vpon his Oath a full true and Juſt Account of what Rent or Somes of money or Tobacco which he hath Recēd for the Said Lord p̄prietors And the Said Auditore to Examine all Such Account as Shall be then p̄duced and the Reaſonableneſſe of the ſame and make Report thereof to the ſecond day of the next Genll Court.

Areskin vs Kirton

William Areskin Gent Attorney of Sr *James Martin* Knt and *Anth: Threthaway* Gent haveing Brought an Accon of Account Againſt Mr *Tho: Kirton* the former Attorney of Sr *James Morton* and Mr *Anth: Threthaway* Setting forth that the Said Sr *Wm Morton* and Mr *Antho: Threthaway* did heretofore intruſt the ſaid *Kirton* wth a Cargoe of Goods & Severall Servants and the Severall Somes of mony by the Said *Kirtons* Order Amounting to five Hundred Twenty five Lbs four Shillings and One peny *Sterl.* And that the Said *Kirton* had not paid any p̄t of the Some And *Kirton* Now Appeareing *It is Orderd* (by the Conſent and Choice of both p̄ties that Colll *Wm Travers* Major *Griffin* Mr *Edwd Porter* & Mr *Thomas Hobſon* or any three of them be Auditors of the Said Account and doe on the third day of *Aprill* next meete at the houſe of Colll *Wm Traverſe* in *Rappahanock* County and then and there to Examine the Accounts and to make Report thereof to the third day of the next Genll Court and the Said Auditors are hereby Impowred to Adminiſter an oath to the Said *Kirton* to the Juſtneſs of his Account.

Royall

Royall vs Epps — The order that *Henry Royall* Obtayned Againſt the Sherriffe of *Charles Citty* County ye Laſt Court for the payment of Eight teene hundred pounds of tobacco & Caske for the non appeareance of *Jer: Taylor* Cler is now Confirmed by Reaſon the Said *Taylor* doth not appeare at this Court Judgment is Accordingly Granted the ſaid *Henry Royall* Againſt Coll *Epps* Sherriffe of the ſaid County for payment of the ſaid Some wth Coſts Sute.

Hill vs Lee — *Whereas* the Differrence Betweene *Richard Hill* Plt and *Robt Lee* deft was Refferred to A Jury who Return their verdict that they find for the Plt Three Thouſand five hundred pounds of tobacco & Caſq the Juries Virdict is Confirmed and Judgment is Accordingly Granted to the plt *Rich: Hill* Againſt the Defdt *Robt Lee* for payment of the above Said Some wth Coſts Sute Noe Execuc̃on to Iſſue till the 10th *Nobr̃* Next.

Auſtin vs Spring — The whole matters and Defferrences betweene Mr *Samll Auſtin* & Mr *Tho: Barber* Plts and Mr *Robt Spring* Defdt is Refferred to Coll *Bacon Tho: Ballard* Eſqr and Lt Coll *Wm Cole* who are Deſired to Examine the Same on *fryday* next and Report to this Court on *Satturday* morning.

Collins vs ffiſher — In the Differrence betweene *Math: Collins* and Mr *Wm ffiſher* vpon an Appeale from *James Citty* County Court being heard *It is orderd* that the order of that Court be made void and the order of *new Kent* Court Concerning the Eſtate of One *Reader* is Confirmed to the ſaid *Collins*

The 16o *March* 1675/6

[p̃ſent]

GOVERNOR &c Coll *Bacon Tho: Ballard* Eſqr Coll *Ludwell* Deptv Secr *Ja: Bray* Eſqr *Tho: Bowler* Eſqr.

Jones vs Preſton — Refferrence is Granted till the third day of next Genll Court betweene *Rich Jones* & *Henry Preſton Edward Harriſon* Alleadging that an Aſſignemt which Concerns yt matter is in the hands of Major *Epps* & he on the Countries Service.

Robinſon vs Scarburgh — *Tho: Robinſon* hath Order Againſt *Wm Scarburgh* for four dayes Attendance at Towne and two dayes Comeing to Towne and Two dayes Goeing from towne being Somond in a Differrence betweene the ſaid *Scarburgh* and Mrs *Tatem*

Aſcough p̃ Ld — *John Aſcough* hath Order to take vp and Pattent what waſt Land is betweene ye Land of *Wm Brereton* and *Phill Watkins* on the North Side *Mattapony* River Ent Rights According to Cuſtome

Coll *Beale* Coll *Cole* *Hancock vs Huberd* — The Differrence betweene Major *John Hancock* Plt & *Rich Huberd* Deft vpon an Appeale from *Nanzemond* County Court is Refferred to the next County Court of *Nanzemond* to Examine & Review the whole matters betweene them and paſſe Judgment as they ſhall thinke fitt.

Wyatt vs Eyres — The Differrence betweene *John Wyatt* Junr Attorney of *Tho: Parker* and Mrs *Jane Ayres* is diſmiſt

ordr *Newells* Eſt. — Lt Coll *Wm Cole* Major *John Page* & Capt *Robt Beverly* or any two of them are Appointed to Examine the whole Accounts Concerning the Eſtate of *Johna: Newell* Deced and Audite and an Account of the Same is to be brought to next Court.

Lumkin

Lumkin vs Travis

The Differrence betweene *Jacob Lumkin* & Co[ll] *W[m] Travers* as Attorney of M[rs] *Eliz: Pickis* Admx of *Jofias Pickies* deced is Refferred to *Tho: Bowler* Efq[r] Majo[r] *Griffin* Cap[t] *Morrice* & M[r] *Thomas Gouldman* to Examine & State the Accounts betweene them (at Such time as they Shall appoint) And *It is Orde[r]d* that the Said *Lumkin* doe then vpon his Oath deliver to the Said Co[ll] *Travers* all Such papers as doth belong to the Eftate of the Said *Pickis* and that the Report be Returned to the next Genn[ll] Court and that *Lumkins* give a Copy of all papers to the Said Co[ll] *Travers* at Leaft a month before the Gentlemen meete.

Afternoone

[p̄fent]

GOVERNO[R] &c Co[ll] *Bacon Tho: Ballard* Efq[r] Co[ll] *Ludwell* Dep[ty] Secr *Ja: Bray* Efq[r] *Rowland Place* Efq[r] *Rlaph Wormeley* Efq[r]

Spratt Corbett

Hen: Spratt Enters a *Caveat* for an Extent Againft the Land of *John Corbett* in *Lower norfolk.*

Harlow vs Whitby

Vpon the Requeft of *W[m] Whitby* he hath Liberty Granted him till next Court to Search the Records to difcover what papers he Can in the Differrence betweene M[r] *John Harlow* and his ffather, but this is to be noe barr to the faid M[r] *Harlows* Claime for an Extent Againft the faid *Whitbys* Land *and It is Orde[r]d* that the purchafers of the faid Land doe not p̄t with any tobacco out of their hands and that there be noe waft Comitted vpon the faid Land, Vntill this Differrence be Determined

Smith Land

Vpon the Petic̄on of L[t] Co[ll] *Xper Wormely* As Attorney of Majo[r] Genn[ll] *Rob[t] Smith It is Orde[r]d* that Seven yeares Liberty be granted for the feating of 1900 Acres of Land in the ffrefhes of *Rappahanock* River/

Randolph L[d]

M[rs] *Judith Randall* Petic̄oning to this Court that M[r] *Hen: Randolph* her Deced Hufband was at the time of his death Seized of about one thoufand or Twelve hundred Acres of Land in *Henrico* County which She now Liveth vpon, and that there is no pattent to be found in the Records for the faid Land and that the poffeffion and p̄ffitt of the Said Land was by the will of her deced Hufband Devifed to her dureing her Life *It is Orde[r]d by this Court* that An Able Surveyo[r] Survey the faid Land (Rights being Entred According to Law, and that a pattent be Granted vpon the Survey in the name of *Hen: Randolph* Sonn & heir of the faid Deced, *And It is orde[r]d* that the Said M[rs] *Judith Randolph* Enjoy the faid Land According to y[e] will of the Deced w[th] the Mills and p̄ffitts thereof

Littleton vs Savage

It is Orde[r]d that Cap[t] *Jn[o] Savage* pay Vnto Cap[t] *Southey Littleton* five hundred pound of tobacco & Caske being for a Survey made by Order of this Court/

Warner vs Warner

Judgment is Granted L[t] Co[ll] *Auguftine Warner* Againft Cap[t] *Jn[o] Warner* for payment of Six pounds five shillings *Sterl.* w[th] Cofts Sute, It being for a Tearce of Wine drank out in the Said *Warners* fhipp, the Said *Warner* Appearing by his Attorney, M[r] *W[m] Dromond/*

Wyatt vs fford

Whereas the Differrence betweene Majo[r] *W[m] Wyatt* & *Peter ffoard* about Land hath been Long determined by an Able Jury and

and Surveyor appointed by this Court, and the ſaid *Wyatt* Now Petiçoning to this Court that The Said Land may by an Able Jury of the Neighbourhood & Surveyor Appointed be once more Survey & Layd out ꝑtending that there was a Great Miſtake in the former ꝑceedings by Reaſon Coll *Robt Abrahalls* pattent was not ꝑduced, and the Said *Wyatt* Offerring in Court to give good ſecurity (that if he doth not make void all the former ꝑceedings) to pay all Coſts & damages of the former ꝑceeding and what Coſts & damages ſhall hereafter ariſe *This Court have therefore thought fitt & doe Order* that An Able Jury of the Neighbourhood (to be Appointed by *New Kent* Court) in Company of Coll *Wm Claiborne* Capt *Wm Moſeby* & Capt *George Morris* Surveyors or any two of them the day of next doe Survey & Lay out the Land in Differrence them, According to their pattents & that all pattents Conveyances & other Writeings Concerning the differrence be ꝑduced to them More Eſpecially Coll *Abrahall* pattents who is Ordered to ꝑduce them

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The 17th *March* 1675/6

[ꝑſent]

GOVERNOR &c. Coll *Bacon* Coll *Swann* Coll *Bridger* Coll *Ludwell* Deptȳ Seçr *Ja: Bray* Eſqr *Tho: Bowler* Eſqr

Diggs vs Weaver

The Whole Differrence betweene Mrs *Elizabeth* Diggs Extrix of *Edwd Diggs* Eſqr and *Wm Weaver* Vpon an Appeale from *Yorke* Court is Refferred back to *York* Court to Reexamine the Said Differrence betweene them and make Report to the next Genn[ll] Court.

Rogers vs Kay

The Differrence betweene *Chriſtopher Rogers* & *Wm Kay* vpon an Appeale from *Stafford* County Court, is Refferred back to *Stafford* Court to Reexamine the Differrence betweene them & make Report to ye Next Genn[ll] Court

Kirkman vs Newell

Mrs *Sarah Kirkman* the Relict of Mr *ffra: Kirkman* Deced Petiçoning to this Court Shewing that She Obtained An Attachment Againſt the Eſtate of *David Newell* for payment of Seven Thouſand pounds of tobacco and Caske and that the Sherriffe of *James Citty* County made Returne to the laſt County Court of the Attachmt that he had Seized what Goods did Remaine after he was Satisfied (the Said *Newells* Eſtate being then Seized for a debt due to the Said Sherriffe) and that the County Court would not paſſe Judgment Vpon the Attachment, *This Court have thought fitt & doe Order* that the Attachment be Confirmed And Judgment is Accordingly Granted the Said Mrs *Sarah Kirkman* Againſt Soe much of the Eſtate of the Said *David Newell* as doth Remaine when the Sherriffe is Satisfied his Juſt dues And hath Judgment likewiſe Granted her Agt Soe Much of the Said *Newells* Eſtate where She Can find it as will Satisfie the Remainder of her Said Debt. It Appeareing due by two Specialtys Vnder the Said *Newells* hand.

Eſqr *Ballard*
Coll *Cole*
Eſqr *Place*

Spier

Speir ꝑ L

Mr *John Speir* hath Order Granted to take up & Pattent about Six hundred Acres of Land in *Nanzemond* County formerly Granted to *Geo: Abbott* and by him defterted Entring Rights According to Cuſtome.

Butt vs Robinſon

In the Differrence Betweene *Hen: Butt* Plt & *Wm Robinſon* Defdt vpon an Appeale from *Lower Norfolk* County Court being fully heard It Appeares that the Said *Butt* had a Juſt Cauſe to Appeale for that the Said *Robinſon* hath vnjuſtly Charged the Said *Butts* for fees Contrary to the Act of Aſſembly *It is therefore ordꝛd* that the Said order be made void and that in full of that order ye ſaid *Butts* pay vnto the Said *Robinſon* three hundred Seventy eight pounds of tobacco & Caske & that Mr *Robinſon* pay Coſts.

Munger vs Taberer

The Differrence betweene *Mary* the Relict of *Jnº Munger* Decēd and Executrix of *Edwd Buſhell* Decēd Plt and Mr *Tho: Taberrer* Defdt Adm to the ſaid *Munger* is by the conſent of both ꝑties Refferred to the finall determinacon of Coll *John Waſhington* & Major *Tho: Milner*

Afternoone

[ꝑſent]

GOVERNOR &c Coll *Bacon* Coll *Swann* Coll *Beale* Coll *Ludwell* Deptȳ Secr. Lt Coll *Wm Cole Ja: Bray* Eſqr *Tho: Bowler* Eſqr

Thorogood vs Sandford

The Differrence betweene Lt Coll *Adam Thorogood* Plt and *Samll Sandford* Defdt is by Requeſt of the Defdt Refferred to the Aſſembly.

Peale vs ffroderſham

The Differrence betweene Mr *Malachy Peale* Plt & Mr *John ffroderſham* defdt about Accounts is Refferred to Coll *Spencer* Lt Coll *Waſhington* Major *Allerton* & major *Rich Lee* or any two of them to Examine the Differrence betweene them and their Award to be A finall determinacon by the Conſent of both ꝑties the Gentlemen to meete at Such time as they Shall Appoint to be at leaſt five dayes before the next County Court, who are to Iſſue Execucon Againſt the Eſtate of the Said *ffroderſham* and that the Judge of the Court or Coroner of the County Execute the Same and *ffroderſham* pay Coſts.

Weſterhouſe vs Stringer

In the Differrence betweene Mr *Wm Weſterhouſe* Plt and Coll *John Stringer* Attorney of Mr *Hugh Stone* Defdt Vpon an Appeale from *Northampton* County Court being fully heard, *It is Ordꝛd* that the Order of that Court be Confirmed and that the Said Plt pay vnto the Defdt fifty pounds *Sterl* According to the Contents of that Order, but noe Execucon to Iſſue vntill Coll *Stringer* make Appeare that the ſaid *Stone* is now Liveing and if the Said *Stone* be not alive and died before this day then this Judgment to be void.

Kay vs Maſon

In the Differrence betweene Mr *Ja: Kay* Plt & Coll *Geo: Maſon* defdt vpon an Appeale from *Stafford* County Court being thoroughly Examined *It is Ordꝛd by this Court* that the Order of *Stafford* Court be Confirmed and that the Plt pay vnto the Defdt Damages According to Act wth Coſts

Condemnacon

Condemnacon Shipp *Phenix*

Whereas Coll *Jne Stringer* hath publiqly Informed Againſt the Shipp *Phenix* of *Bitheford* which Arrived in *Cherry Stone* Creeke in *Northampton* County in *Virginia* about the Tenth or Eleventh of *October* laſt paſt & was there Caſt away and whereof one *Leonard Haynes* was maſter and Comander, that Comeing in here Contrary to the Act or Acts of ℙliament in that made & ꝑvided, the ſaid Shipp with all her guns, Ammunition furniture Tackle & Apparrell with all goods wares & marchandizes brought in in the Said Shipp are forfeit and ought to be Condemned, which Information this Court haveing duely Weighed and Serioufly Conſideꝛd and finding that the maſter of the Said Shipp nor any other ℙſon thereto belonging Either, did have or Could ꝑduce any Cockett for her Said Loadeing or Certificate from any of his maties Cuſtome houſes that he was Legally Cleered from any of his Said Maties ℙts, Given any bound or had ℙformed any thing which the Act or Acts of ℙliament in that Caſe made & ꝑvided did and doe Oblige all people within his Maties Dominion to Obſerve & doe and ye Said *Leo: Haines* Nor any other ℙſon Concerned in the ſaid Shipp or Cargoe Appeareing in this Court, though thereto Strictly Ordeꝛd to make any Defenſe or show Good Reaſon why the Said Shipp & Goods &c were not forfeit & Conſequently Should not be Condemned this Court (after Publiq ꝑclamacon made that if any ℙſon or ℙſons within this Colony had any Reaſons to Shew or Could plead any thing in Barr to ye Condemnation as above Said they ſhould Appeare & noe ℙſon Appeareing) *have therefore ꝑceeded and for the Reaſons aforeſaid doth Condemn* the Said Shipp *Phenix* wth all her goods Wares Marchandize, Gunns & all things Elce belonging to ye Said Shipp to be Lawfull prize one third ℙt whereof belonging to his matie one third ℙt to the Rt Honoble Governoꝛ and one third ℙt to Coll *John Stringer* as Informer and becauſe the Goods or Cargoe on the Said Shipp Conſiſted of Such Wares & Marchandizes as are Apt to take Damage by being wett wth Salt water & the Shipp being vnfortunately & Suddainely Caſt away in Harbour by Storme. It was found neceſſary wth all poſſible Speed to take out all her goods & marchandize to Save it from vtter Ruine which was done but with Some damages and by which meanes the Said goods were diſperſed into many hands as well to Save thoſe that had Reced Damage by the water as to Keepe them from being purloined & to the End that his maties due ſhare of the Said prize might be the better and more Strictly Secured *This Court have Ordeꝛd* that Coll *Phill Ludwell*, Capt *Southey Littleton*, & Capt *Robert Beverly* be Appointed to goe vpon the Place where the Said goods were brought on Shoare and there make Strict Enquire into the Quantity & value of them and Alſoe what guns, Ammunition or any other Appurtenances whatſoever to the Said Shipp belonging & yett Remaineing, and in what hands have been or are yett Remaineing and hath hereby Power and Autority given them to call any ℙſon or ℙſons whatſoever in whoſe hands they Can find any of the ſaid Goods or marchandizes to Account for the Same and to take Such Care for the Secureing of the Said goods Vntill further Order as they ſhall See moſt Convenient. And all ℙſons whatſoever within this Colony that Either now have or at anytime heretofore have had any of the Said Goods wares or marchandize in his hers or theirs poſſeſſion or Can Diſcover any

ℙſon

ꝑſon or ꝑſons that have had as aforeſaid are hereby Strictly Charged and Required as they will Anſwer the Contrary vpon Paine of being ꝓſeſted againſt as Defrauders of his maᵗˡᵉ of his Juſt dues that they give a true & perfect Account to the ꝑties afore menc̃oned vpon their Oathes without any coven fraud or mentall Reſervation if thereto Required of what ꝑt of the Said goods &c they now have or at any time heretofore have had in their poſſeſſion and if they have diſpoſed of any of the Said goods to give A true & Exact Account of the Reall ꝓduce of them, and all Sherriffs and other officers are hereby Required to be Aideing and Aſſiſting to the Said Coˡˡ *Phill Ludwell* Capᵗ *Southey Littleton* & Capᵗ *Robert Beverley* when or wherein they Shall Require it for the better putting this Order in Effectual Execuc̃on and *It is further Orderd* that Coˡˡ *Jnᵒ String* ꝓvide a Sufficient ſloope or boate to fetch the Said Coˡˡ *Ludwell* & Capᵗ *Beverley* over to *Accomack* & bring them back againe, And from hence forward all ꝑſons whatſoever are hereby Strictly ꝓhibited to Buy Sell truck or trade for or any wayes whatſoever diſpoſe of any of the goods or marchandize Vnleſſe Such as are Soe Apparently Damnified that they will be vtterly loſt by Keeping as they will Anſwer the Contrary at their vttmoſt Perill and the aforeſaid Gentꝉ are to make diviſion of the Said goods after valuac̃on According to Law and Alſoe Inquire into the Charges which hath Accrewed about the Saveing of the Said goods & other wayes, which is to be deducted out of Every deviduall third ꝑt ꝓportionably, the Time Appointed for the Said Gentꝉ to meete to be about the 20ᵗʰ of *Aprill* next.

The 18ᵗʰ *March* 1675/6

[ꝓſent]

GOVERNOᴿ &c Coˡˡ *Nath Bacon Tho: Ballard* Eſqʳ Coˡˡ *Phill Ludwell* Depᵗʸ Secr.

Hansford vs Huberd

The Differrence betweene *Tho: Hansford* & Mʳˢ *Mary Huberd* is Referred to *Yorke* County Court to Determine the Differrence betweene then but this Court are of the Opinion that *Richᵈ Jones* Eſtate is not Liable to pay *Gabriell Jones* debts.

Coˡˡ *Beale Tillie vs Dunn*

The Differrence betweene *Tho: Tilley* & *ffra: Dunn* vpon an Appeale from *Nanzemond* County Court being fully Examined *It is orderd* that the order of that Court be Confirmed and that the Court take good Security According to their Order *And it is further Orderd* that the Said *Tilley* Live Vpon the Plantac̃on till this Cropp is finiſhed.

Dennis Salizbury

In the Differrence betweene *John Dennis* Pˡᵗ and *Barbara Salizbury* defdᵗ vpon an Appeale from *Northumberland* County Court *It is ordrd* that the Said Order of *Northumberland* Court be Confirmed vnleſſe Capᵗ *Robert Beverley* Vpon Stateing of the Caſe for *England* Shew good Cauſe for the nulling of yᵉ Said Order.

Munger vs Taberrer

Whereas the Differrence betweene *mary* yᵉ Relict of *John Munger* Dec̃ed & Executrix of *Edwᵈ Bufhell* Dec̃ed Pˡᵗ and Mʳ *Tho: Taberrer* as Admtoʳ of the Said *Munger* Dec̃ed defdᵗ was Refferred to Coˡˡ *John Waſhington* & Majoʳ *Tho: Milner* for a finall Determinac̃on who hath their Award to this Court *where it is Orderd* that the Award be Confirmed and Recorded.

Hill

Hill vs Greene

Whereas Roger Greene did leaſe to *Tho: Hill* a Plantacõn Called *Diggs hundred* in *Charles Citty* County for ninety nine yeares as by deed dated 24th *Septber* 1673 Appeares vpon Condicõn that *Greene* Should pay Six Thouſand pounds of Tobacco on ye 10th of *Nobr* then next and *Greene* haveing made default *It is therefore Orderd* that the Sherriffe of the Said County putt the Said *Hill* into the Quiett poſſeſſion of the Said Land According to the Leaſe and that *Greene* and *Hen: May* be putt out of poſſeſſion & pay Coſts.

The 20th of *March* 1675/6

[ꝑſent]

GOVERNOR &c Coll *Bacon* Coll *Spencer* *Tho: Ballard* Eſqr Coll *Phill Ludwell* Deptȳ Seĉr Lt Coll *Wm Cole* *Nath Bacon* Junr Eſqr.

Burton vs Marble

Whereas Geo Marble Appealed from A Judgment of *James Citty* County Court which was Granted to *Henry Burton* Againſt the Said *Geo: Marble* for five hundred pounds of tobacco and Caske and the Said *Geo: Marble* not ꝑſenting his Appeale *It is therefore Orderd* that the aforeſaid Judgment of *James Citty* County Court be Confirmed & *Marble* to pay Coſts & damages According to Act wth Coſts Sute *als* ex.

Coll *Bridger* *Hill vs Ballaſton*

It is Orderd tha Lt Coll *Hill* have a new Execucõn Granted him vpon a Judgment which he Obteyned in *Charles Citty* County Court for Two Thouſand three hundred Seventy three pounds of tobacco and Caske Againſt *Tho: Ballaſton*

Ireherne vs Slader

Richd Ireherne hath nonſuite Granted Againſt *Math Slader* noe Petiĉon being Entred *It is Orderd* that the Said *Math Slader* pay damages According to Act the ſaid *Ireherne* Liveing about fifty Miles from *James Citty*

Sherwood vs Sherriffe

Mr *Wm Sherwood* hath Order Againſt the ſherriffe of *Eliz: Citty* County for the Non Appeareance of *John Hurſt* for what Appeare Juſtly due Next Court, in Caſe *Hurſt* Appeare not

Order ꝑ *Newell*

Danl Newell Petiĉoning to this Court that is is Arreſted by Sevll ꝑſons & for want of Bail is Cloſely Comitted in *New Kent* priſon & for want of Aire is in a ꝑiſhing Condiĉon, and that he hath Sevll Buſineſſes & Cauſes which are & will be Depending in this Court & *James Citty* County County Court, and that he may be Removed with what Cauſes are Againſt him. *This Court doth Order* that the ſherriffe of *New Kent* Deliver the Said *Newell* with what Cauſes are Againſt him to the ſherriffe of *James Citty* County. & there to Remaine in Cloſſe Priſon

Coll *Swann* Coll *Beale* *Lewis vs Meeres*

In the Differrence betweene *Steph: Lewis* Pll & *Robt Meeres* Defdt vpon an Appeale from *James Citty* County Court about a Servant being fully heard *It is Orderd* that the Order of that Court be made Void & that *Meeres* pay Coſts.

Tho: Ballard Eſqr Lt Coll *Wm Cole* not ſitting in Judicature

Whereas Severall Dealeings and Comerce hath been heretofore betweene Mr *Samll Aufting* & Mr *Tho: Barber* on the one ꝑt and Mr *Robt Spring* on the other ꝑt *And Whereas* Mr *Thomas Barber* and Mr *Robt Spring* being together in *England* did there accompt, *And whereas* by an Account Currant, their drawne vp by the ſaid *Spring* Againſt the ſaid *Barber* he the ſaid *Spring* made the ſaid *Barber* Dr vpon ballance the Some of 358ll 4s *Sterl* and emediate vpon that alowed to the Said *Barber* 158ll 4s for and in Conſideracõn

of

of two third ℔ts of the ſhipp *Mary* then in Equall thirds betweene the Said *Barber Spring* & *Ouſtein*, and for the Remaineing 200ll *Sterl* did then Demand and take the Said *Barbers* bond of fower hundred pound for paymt of two hundred as by the ſaid bond & Condiᷠcon beareing date the 14th *Nobr* 1673, more fully & at Large Appeareth.

Coll *Bacon* Genn

And whereas It doth plainely Appeare to this Court by the fd *Springs* Accots Before Recited, as alſoe by his Owne Confeſſion & Acknowledgemt that he had therein Charged the Some of 96ll *Sterl* for Intreſt of 800li at ye Rate of Twelve ℔ Ct ℔ *annum* Notwithſtanding the greateſt ℔t thereof was paid him with fower months after the Same became firſt due *And whereas* the ſaid *Spring* haveing Comenced his Sute Againſt the ſaid *Barber* to ye Court held for the County of *New Kent* the 25th Day of *November* 1675 and their Obtained Judgment Againſt Mr *Samll Puſtem* as Attorney of the ſaid *Barber* for payment of 400ll being the Penalty for non payment of ye 200li aforeſaid and taken out Execuᷠcon vpon ye Said Judgmt for Releiſe whereof the Said *Samll Ouſten* in behalf of himſelf and the ſaid *Tho: Barber*, Petitioning this Court and Complaineing that ye above nominated 96li *Sterl* ℔t of ye Said 200li *Sterl* due by Condiᷠcon of the aforeſaid bond was Extorted vſurie cotrary to the Statute made in ye 12th yeare of the Raigne of our ſouʳaign Lowd King *Charles* the 2d that now is Chapt ye 13th and ℘duced the ſaid Statute in Barr of the ſaid bond and thereon granted And the whole matter being fully debated and the Said Statute Read & Conſulted. *This Court are vnanimouſly of Opinion And doe Accordingly Judg:* That the ſaid bond of 400ll *Sterl* for paymt of two hundred pound *Sterl* being taken in part for Extorted vſury to the Some of 96li *Sterl* Contrary to the Said Statute is therefore in it ſelf vtterly Void *doe Accordingly Order, Judge, and ℘nounce* that the Said bond of 400li for paymt of 200li And alſoe the Judgment of *New Kent* County & Execution thereon Granted and all other ℘ceedings therevpon be for Ever Null & Void and that the Said *Spring* pay all Coſts *alias* exec.

The 21th of *March* 1675/6

[℘ſent]

GOVERNOR &c Sr *Hen Chicheley* Knt Coll *Nath Bacon* Coll *Nicº Spencer Tho: Ballard* Eſq. Coll *Ja: Bridger* Coll *Beale Nath. Bacon* Junr Eſqr *Ja: Bray* Eſq. Lt Coll *Wm Cole* Eſq. Coll *Bridger*

Bland vs Bland

The whole matters and Differrences betweene Mr *Giles Bland* as Attorney of Mr *Jnº Bland* & Mrs *Anna Bland* as Executrix of *Theo: Bland* Eſq Deᷠced is by the Conſent of both ℔ties Refferred to Lt Coll *Geo. Jordan* Lt Coll *Edwd Hill* Mr *James Minge* and Mr *Tho: Pott*, who are to make a deciſion of the whole Eſtate of the ſaid *Theo: Bland* Eſq on the 10th of *Aprill* next According to the Agreement formerly made betweene the ſaid Mr *Giles Bland* and Mrs *Anna Bland* and that they make Returne of their ℘ceedings to the next Genll Court, *And it is Ordeʳd* that before the Deciſion be made, Soe much of ye Said Eſtate be Layd Aſide as will Satisfie a Debt which is due by Judgment to major Genll *Bennett* Vnleſſe the Said Mr *Giles Bland* give good Security for ye payment of the ſaid

ſaid Debt, *and it is the Opinion of this Court* that the mare given by y^e^ Deĉed by deed to his Sonn doth belong to the ſaid Eſtate and the Said M^rs^ *Bland* Complaineing to this Court that the ſaid M^r^ *Bland* doth Vnlawfully detaine Severall of the Servants that hath been in the Aĉtuall poſſeſſion of her & her deĉed Huſband for many yeares paſt which Servants if M^r^ *Bland* Refuſe to Deliver the Said M^rs^ *Bland* may take the Said Serv^ts^ by Hue & Cry.

Co^ll^ *Bridger*
Co^ll^ *Spencer*
Eſq^r^ *Bacon*
iun^r^ decenting

M^r^ *Giles Bland* Complaineing to this Court that on or about the 21^th^ day of *June* 1675 there was Tranſported and Carryed out of *Virg^a^* to *New Englnd* in the Ketch *Hopewell W^m^ Dare* Comander Thirty five hoggſheads of tobacco for which the Cuſtome due to the Kings majeſty was not paid and haveing Informed this Court that M^r^ *Tho: Hansford* Owner of the ſaid veſſell did ſayle to *New England* therein & Comanded the ſaid veſſell and that he was well knowing of the ſaid Thirty five hoggſheads of tobacco & that the Cuſtomes thereof was not paid and the Said *Tho: Hansford* being demanded thereof in Court did Aeknowledge that in truth M^r^ *John Winſloe* to whome he had hyred out the hull of his veſſell or Ketch had on board the Said Ketch Thirty three hoggſheads of tobacco for which he gave bills of Loading at Sea and that all the Said Tobacco were putt on Land in *New England*, and that the Cuſtomes only of fower of the ſaid hogſheads were paid in *Virg^a^* And the Said *Thomas Hansford* further Aeknowledgeing that there was Six hogſheads of tobacco belonging to his late Deĉed mother on board the ſaid Ketch and which were putt on Shore in *New England* and had not paid the Cuſtomes due in *Virg^a^* all which together amounts to thirty five hogſheads of tobacco for which the Kings Ma^tie^s Cuſtomes was not paid, And for as much as the Said *Winſloe* is not in this Country and that the Said M^r^ *Giles Bland* brought his Action againſt M^r^ *Thomas Hansford* as Owner of the Said Veſſell, And the matter being Debated in this Court, And it plainely Appeareing that Twenty nine hogſheads of tobacco belonging to M^r^ *John Winſloe* & Six hogſheads of tobacco belonging to M^re^ *Eliz: Lockey* were Carryed out of *Virg^a^* & Landed in *New England* by the aforeſaid Ketch *Hopewell* whereof M^r^ *Thomas Hansford* was Sole owner & Sayled in the Said Veſſell And that the Kings ma^tie^s Cuſtomes of one penny ℔ ℔ was not paid for the Same: *It is therefore Orde^r^d* that M^r^ *Thomas Hansford* pay to M^r^ *Giles Bland* for & to the vſe of the Kings moſt Excell^t^ ma^tie^s as Cuſtomes due one peny ℔ ℔ for every ℔ of tobacco Contayned in the ſaid Thirty five hogſheads Accompting every hogſhead to weigh four hundred ℔s nette And for Coſts of Sute Two Thouſand ℔s of tobacco & Caske, All which monies is to be paid by good bills of Exc^a^ payable in *London* and deliv^d^ to the Said M^r^ *Giles Bland* vpon the 10^th^ day of *Oĉtober* next, or after on Demand And the Said 2000^lbs^ of tobacco for Coſts of Sute is alſoe payable this next Enſueing Cropp

Bland vs Hansford

Hill vs Greene

Rowland Place Eſq L^t^ Co^ll^ *Edw^d^ Hill* & M^r^ *Ja: Biffe* or any two of them are Appointed to Examine the whole matters & Differrences betweene *Tho: Hill* & M^r^ *Roger Green* & what Diſburſements made on the Plantaĉon (at ſuch time as they ſhall Appoint) and make Report to the third day next Gen^ll^ Court, and the order that the Said *Hill* obteyned this Court Againſt the ſaid *Greene* be Suſpended till the next Genn^ll^ Court.

James

James Bray Eſq major *Jn° Page* and Mr *Tho: Thorpe* are Appointed by this Court to value what Goods *Tho: Ballard* Eſq hath in his poſſeſſion belonging to the Shipp *Phenix.*

Hansford vs Winflow

Mr *Tho: Hansford* hath Attachment Granted him Againſt the Eſtate of *John Winfloe* where Ere it is to be found within this Country for payment of Such Damages which the Said *Hansford* ſhall make Appeare Juſtly due the next Court that he hath Sustained by Carrying out of Severall hhds of tobacco of the ſaid *Winflow*, Returnable to the next Genll Court.

Kirkman ꝑ Land

Mrs *Sarah Kirkman* Widdow on behalf of her Self and her Daughter *ffrances* Petitioning to this Court that her Deceaſed huſband Mr *ffra: Kirkman* Dieing Seized of Severall ꝑcells of Land in *Potomock* & other ffrontiere ꝑts of the Country and by Reaſon of the Warr with ye Indians ſhe Cannott Seate the Said ffrontier Plantacons. *This Court hath therefore* Granted her Seven yeares Liberty for the Seateing of the ſaid Lands.

Littleton ꝑ Land

Capt *Southey Littleton* hath order Granted to pattent One Thouſand Acres of Land at *iingoteage* in *Accomack* County formerly Granted major *Jn° Weſt* and by him deſerted Ent Rights According to Law

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Afternoone

[ꝑſent]

GOVERNOR &c Coll *Bacon* Coll *Swann* Coll *Beale Tho: Ballard* Eſq Coll *Phill Ludwell* Deptv Secr *Ja: Bray* Eſq *Tho: Bowler* Eſq.

Beverley vs Appleton

Judgment is Granted to Capt *Robt Beverley* as Attorney of Mr *Tho: Southin* Againſt Capt *John Appleton* for payment of Twenty Seven Thouſand five hundred fowerty three pounds of Tobacco & Caske wth Coſts.

Coll *Ludwell* gone Order ꝑ Mr *Bowler*

Tho: Bowler Eſq in the Rt of his wife Complaineing that he Ought to have The Guardian Shipp of *Jn° Edloe* Orphane *The Court are of the Opinion* that he ought not to be his Guardain for that by the Law of *England* the next heire is not to be Guardian to the Orphane And the ſaid *Tho: Bowler* Eſq his wife half ſyſter to the orphane the Said *Thomas Bowler* Eſq if the Orphan dye, is heire to the ꝑſonall Eſtate and ye Firſt Right to the Eſcheat (noe heire Appeareing) which is According to the Curteſie of *Virga*

Coll *Cole*
Spring vs Auſtin

In the Differrence betweene Mr *Robt Spring* Plt and Mr *Samll Auſtin* & Mr *Thomas Barber* Defdts vpon an Appeale from *New Kent* County Court, being full Debated *This Court doth Order* that the Order of *New Kent* be made void and the Said *Spring* in Court doth Relinquiſh a Deed made by the ſaid *Ouſtein & Barber* for the Land in *New Kent* and the Mr *Ouſtein & Barber* doth Deliver vpp the ſaid Mr *Springs* bond for 200li in Court.

Ouſtin vs Spring

Whereas Mr *Tho: Barber* about two yeares did in *Engld* together wth Coll *Cuth Potter* & Mr *Thurſton Withnall* Enter into bond of the Penalty of 1000li *Sterl* payable to Mr *Robt Spring* wth Condicon that Mr *Samll Ouſtein* Should give a full & abſolute Releaſe to Mr *Robt Spring* of all Such matters & things as in the Said bond & Condicon is Sett downe & at large Expreſſed, And the Said *Ouſtein*

Ouſtein ꝑſenting himſelf in this Court doth Averr & declare that he hath alwaies been now is & for Ever here after will be Ready to ꝑforme the Said Condicons & Obligacons made & ꝑmiſed by the Said *Barber* in the before Recited bond & Condicon & give to y^e S^d *Rob^t Spring* Such Releaſe and diſcharge as is therein Condi-

y^s is to be placed y^e 22^d

cōned to be given whenſoever it ſhall be Required or demanded by the ſaid *Rob^t Spring* or his Order, And doth now Tender to doe the Same in Open Court, and Humbly Requeſt Such Record there of may be Entred which is Granted him by this Court.

Majo^r *John Page* Enters himſelf Security to Pay all Such Damages as L^t Co^ll *John Hull* ſhall Recover of *Tho: Ballard* Eſq as Attorney of *Tho: Maylyn* of *London*.

Ballard vs Hull

The Differrence betweene *Thos: Ballard* Eſq as Attorney of *Tho: Maylyn* of *London* & L^t Co^ll *Jn^o Hull* as Admto^r of M^r *John Williamſon* is Refferred till this time Twelve month, at which time the ſaid *Tho: Ballard* Eſq is to ꝑduce the Originall bonds.

Beverley vs Roane

The Differrence betweene Cap^t *Rob^t Beverley* as Adm^r to *Sam^ll Patridge* & M^r *Cha: Roane* is Refferred to *Gloſter* County Court.

The 22^d of *March* 1675/6

[ꝑſent]

GOVERNO^R &c Co^ll *Bacon* Co^ll *Swann* Co^ll *Beale* Co^ll *Ludwell* Dep^ty Secr Co^ll *Spencer Ja: Bray* Eſq L^t Co^ll *Cole*

Accomack & Northampton vs Culpeper

Upon the Peticon of the Burgeſſes of *Accomack & Northampton* Counties, Showing that M^r *John Culpeper* Sherriffe of the ſaid Counties did Receive the Quitt Rents of both Counties in the yeare 1673 & 1674 *It is Orde^rd* that next after the Payment of other publiq dues Soe much of the Eſtate of the ſaid *Culpeper* be Secured by the Adm̃trix as will Satisfie what ſhall Appeare he hath Received of the ſaid Quitt Rents.

Halley vs Thorpe

In the Differrence Betweene *Ja: Halley* as Attorney of *John Clerke* Eſq and Cap^t *Otho: Thorpe* & M^r *Geo: Pondexter* for the Recovery of Sev^ll Plantacons in the Poſſeſſion of the ſaid *Thorpe* and *Pondexter* and the Caſes being Stated for *England* and it Appeareing to this Court by the Opinion of the Lord Chiefe Juſtice & other Lawers that the R^t of the ſaid Land is in the Said *Clerke This Court doth therefore Order* that the Said *James Halley* as Attorney of the ſaid *Jn^o Clerke* Eſq be putt into ꝑſent poſſeſſion of the ſaid Lands & Plantations, by the Sherriffe of *Yorke* County and that they pay Coſts of Sute

Thomas vs Claiborne

Dav^d Thomas Complaineing to this Court Againſt Co^ll *W^m Claiborne* which being Examined *It is Orde^rd* that the Sherriffe of *James Citty* take Care to Convey the ſaid *Thomas* to the Sherriffe of *New Kent* the ſaid *Thomas* being vnder Execucon at the ſaid Co^ll *Claibornes* Sute & haveing broke out of priſon, *And it is Orde^rd* that if the ſaid *Thomas* Shall at any time before the next Genn^ll Court give good Security for what Shall be then Reco^vd by the ſaid Co^ll *Claiborne* then the ſaid *Thomas* is to have . . . Liberty.

Ballard vs Hunt.

It is Orde^rd by this Court that M^r *W^m Hunt* & M^r *Giles Bland* appeare on the firſt day of the next Genn^ll Court to Anſwer the ſute of *Tho: Ballard* Eſq Collecto^r on the behalf of his ma^tie

Waggaman

Waggaman vs Anderſon

In the Differrence betweene *Hendrick Waggaman* & *W^m Anderſon* vpon an Appeale from *Accomack* County Court before Judgment being fully debated and It being putt to the Said *Anderſons* oath whither he paid the Conſideracõn menc̃oned in y^e Deed which he Refuſeing to doe *This Court are Vnanimouſly of Opinion* that the Said *Anderſon* hath noe Cauſe of Accõn, Nonſute is therefore granted the ſaid *Waggaman* Againſt the ſaid *Anderſon* w^th Damages According to Act w^th Coſts Sute *als* ex

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Afternoone

p̃ſent

GOVERNO^R &c Co^ll *Bacon* Co^ll *Swann* Co^ll *Beale Tho: Ballard* Eſq *Ja: Bray* Eſq L^t Co^ll *W^m Cole* Eſq.

Gibſon

Whereas Sarah the wife of *Simon Gibſon* Comeing in open Court & declareing vpon her oath that the ſaid *Simon Gibſon* did in a moſt Violent manner beat & maine her and It Appeareing by Severall Oathes that the ſaid *Sarah* was Bruiſed & Wounded in a very Lamentable Condic̃on (which She declares was done by y^e Said *Simon*) And that ſhe is very deſireous to goe for *England*, *This Court have thought fitt to Order* that the ſaid *Sarah Gibſon* be Left to her Liberty Either to goe for *England* or Stay with her huſband which ſhe ſhall here after thinke beſt for her Safety.

Sherwood vs Laurence

The Order that M^r *W^m Sherwood* [huſband of] the Adm̃x of *Rich^d James* Deced Obtained the Laſt Genn^ll Court . . . *Rich^d Laurence* . . . for the Appeareance of *Giles Bland* is Now . . . *And it is Orde^rd* . . . Said M^r *Laurence* pay vnto the ſaid M^r *W^m Sherwood* Six Thouſand Two hundred Seventy fouer pounds of tobacco & Caske w^th Coſts Sute, Noe Exemc̃on to Iſſue till after y^e Next Genn^ll Court.

Gibſon vs Griffin

The whole matters & differrences betweene *Simon Gibſon* & Cap^t *Rob^t Griffin* M^r of the ſhipp *Griffin* about his the Said *Griffins* Carrying away in his shipp *Sarah* the Wife of the ſaid *Gibſon* & alſoe divers Goods Belonging to the ſaid *Gibſon*, And alſoe the Contempts made at *New Jerſey* by the ſaid *Griffin* to the Governo^rs Warr^ts and an Accõn which was there Served on him by the ſherriffe and Conſtable are by this Court Refferred to the Tryall & Judgm^t of the high Court of Admiralty of *England* and the ſaid *Griffin is hereby Orde^rd* to give bond w^th Sufficient Security for 1000^ll *Sterl* to the Collecto^rs before his Departure or cleering out of this Country to Anſwer before the ſaid High Admiralty Court, as well the Complaint of the aforeſaid Governo^r of *New Jerſey* as alſoe the Sute of *Simon Gibſon/*

Gibſon vs Griffin

Cap^t *Rob^t Griffin* maſter of the ſhipp *Griffin is hereby Orde^rd* forthw^th vpon *Simon Gibſons* Demand to Deliver to him all Such Goods as were and are belonging to him, and brought in his ſhipp from *New Jerſey* (Excepting only the Wareing Clothes & beding of *Sarah* his Wife which are forthwith to be Deliv^rd to her all Which the Said *Rob^t Griffin* is to Deliver vpon Oath before a magiſtrate if thereto Required by the ſaid *Gibſon/*

Bland

Bland vs Sherwood

Vpon the Petiĉon of Mr *Giles Bland*, noe Execuĉon to Iſſue vpon a Judgment which Mr *Sherwood* Obtained Againſt Mr *Laurence* as Security for the ſaid Mr *Bland* not till after the next Genn[ll] Court/

The Court Adjourned to the firſt day of the Meeting of the Aſſembly (being the fifth of *Octobe*r next) where all Cauſes Vndetermined this Court are to be Tryed/

Teſt

Hen: Hartwell
Cl Con

Att A Court Marshall held on board Capt *Jn° Martins* shipp it *Yorke* River, *Janry* 11th 1676/7

ꝑſent

THE RT HONOBLE SR *WM BERKELEY* Knt Governor & Capt Genn^{ll} of *Virga* Coll *Nath Bacon* Coll *Tho: Ballard* Coll *Phill Ludwell* Coll *Auguſtine Warner* Major *Robt Beverley* Coll *Math Kemp* Coll *Wm Claiborne* Coll *Southy Littleton* Lt Coll *Jn° Weſt* Major *Lau: Smith* Capt *Antho: Armeſtead* Capt *Danll Jenifer*

Halls Condemnacon

Thomas Hall being brought before this Court & Accuſed of Treaſon & Rebellion Againſt his Matie and it Appeareing by divers Writeings vnder his owne hand that he hath been a moſt notorious Acto^{r} Aydo^{r} & Aſſiſtor in the Rebellion to wch ye fd *Hall* Confeſſeth himſelfe Guilty, *Therefore ye Court are vnanimouſly of opinion & doe Adjudge* yt the Said *Hall* deſerves death. Sentence of death therefore paſt vpon ye ſaid *Hall* to be hanged vpon ye Gallowes by the neck vntill he be dead.

The 12th *Janry* 1676

Youngs Condemnacon

THOMAS YOUNG being brought before this Court And Accuſed of Treaſon & Rebellion Agt his moſt Sacred Matie And It Appeareing that he hath been A Moſt notorious Acto^{r} Ayder & Aſſiſter in ye Rebellion To which the Said *Young* Confeſſeth himſelfe Guilty, Sentence of death therefore paſt vpon him to be hanged by ye Neck vpon ye Gallowes vntill he be dead.

Page Condemned

The Same Accuſation againſt *Henry Page*, and Sentence Accordingly paſt vpon the ſaid *Page*.

Wilſonn Condemned

The Same Accuſation againſt *James Wilſon*, and ſentence paſt Accordingly vpon the ſaid *Wilſon*.

Jan 20th 1676

ATT The Houſe of *James Bray* Eſqr *Jan* 20th 1676

ꝑſent

The Right Honoble Sr *Wm Berkeley* Knt Governo^{r} & Capt Genn^{ll} of *Virga* Coll *Nath Bacon* Coll *Phill Ludwell* Coll *Tho: Ballard* Coll *Cha: Moryſon* Lt Coll *Jn° Weſt* Lt Coll *Edwd Ramſey* Coll *Hill* Major *Page*

Drumond Condemned

Wm Drumond being Accuſed of Treaſon & Rebellion Againſt his Matie which Appeareing by divers oaths, & his Owne Confeſſion, Sentence of death therefore paſt againſt the ſaid *Dromond* to be hanged by ye Neck vntill he be dead

Baptiſta Condemd

The Same Accuſation againſt *John Baptiſta* & Sentence paſt Accordingly Vpon the ſaid *Baptiſta*

24th day of *January* 1676

ATT A Court Marſhall held at *Green Spring* the 24th day of *January* 1676

ꝑſent

Sr *Wm Berkeley* Knt Governo^{r} & Capt Genn^{ll} of *Virginia* Coll *Bacon*, Coll *Claiborne*, Major *Page*, Coll *Ballard*, Coll *Weſt*, Coll *Ludwell*, Coll *Hill*, Coll *Ramſey*,

James

James Crewes being brought before the Court for Treafon and Rebellion Againft his moft Sacred Ma^tie^, & Pleading nothing in his defence, and the Court being very Sencible that the Said *Crewes* was a moft notorious Acto^r^ & Affifto^r^ in the Rebellion, *Therefore the Court are vnanimoufly of Opinion & doe Adjudge* him Guilty of the Accufation, Sentence of death therefore paft vpon him to returne to the Prifon from whence he Came, and from thence (on *fryday* Next) to be Carryed to the Gallowes there to be hanged by the neck vntill he be dead.

The Same Accufation (of *James Crewes*) Againft *W^m^ Cookefon.* and Sentence of death Accordingly paft vpon him.

The Same Accufation (of *James Crewes*) Againft *Jn^o^ Digby*, and fentance of death Accordingly paft vpon him.

The Same Accufation (of *James Crewes*) Againft *W^m^ Rookeings*, and Sentance of death Accordingly paft vpon him.

The Same Accufation (of *James Crewes*) Againft *W^m^ Weft*, and Sentance of death Accordingly paft vpon him.

The Same Accufation (of *James Crewes*) Againft *Jn^o^ Turner*, and Sentance of death Accordingly paft vpon him

Hen: Weft being found Guilty of Treafon & Rebellion Againft his Ma^tie^ Butt for that he hath not been foe Notorious as the Reft, the Court have thought fitt (out of the Compafion they have) & *doe Accordingly Order* that he be Banifhed out of the Country for the fpace of feven yeares, Either to *England Barbadoes*, *Jamaca* or any of the Iflands, And if he Returne within the faid time Limited then to fuffer y^e^ Rigour of the Law for his Treafon & Rebellion, *And the Court doth Adjudge* his Eftate to be forfeited to his Ma^tie^ Except five pounds which is allowed him to pay his Paffage

AT A Court held at *Green Spring* the 1st *March* 1676/7

p̄ſent

SR *Wᴹ BERKELEY* Knᵗ Governoʳ &c Coˡˡ *Nath Bacon* Coˡˡ *Phil Ludwell* depᵗʸ ſecr Coˡˡ *Tho. Ballard* Coˡˡ *Ja: Bridger Ja: Bray* Eſq Coˡˡ *Wᵐ Cole*

John Sanders being a notorious Acto^r in the Late Rebellion & by y^e Governo^r p̄clamac̄on of p̄don being Exempted but vpon his humble Pet. & Submiſſion to y^e Governo^r he was Pleaſed to Grant him the Benefitt of his p̄clamac̄on of p̄don, Butt for that the ſᵈ *Sanders* hath been very Active in the late Rebellion, *the Court have thought fitt & doe Order* that he be fined two thouſand pounds of tobacco & Caske to y^e Countrie to goe towards y^e Satisfaction of the Souldiers to be paid next yeare.

The 3ᵈ *March* 1676/7

VPON Petition of Mʳ *Tho: Cock*, *It is ordeʳd* that he have Seven yeares Liberty from y^e date of his Pattents for the Seateing of his two devidents of Land being ffrontier Plantac̄ons.

This day majoʳ *Jn^o Weſt* & Capᵗ *Cha: Scarburgh* had granted them the Benefitt of his Moſt Sacred Maᵗᵗⁱᵉˢ p̄clamac̄on And did take y^e oath of obedience to his maᵗᵗⁱᵉ

Governoʳ Abſent

Itt being moſt Evident that Capᵗ *Charles Scarburgh* hath vtteʳd Diuers Scandalous & mutinous words Tending to the diſhonor of the Rᵗ Honoᵇˡᵉ Governoʳ Butt the Said Capᵗ *Scarburgh* Submitting himſelf & being Ready to Comply with what fine the Court ſhall Adgudge Againſt him, *The Court have thought fitt & doe order* that the Said Capᵗ *Scarburgh* be fined or Amerced Seventy pounds *Sterl* to be be paid vpon Demand to the Rᵗ Honoᵇˡᵉ the Governoʳ which the ſaid Capᵗ *Scarburgh* Willingly Submitts too.

It being Evident that Coˡˡ *Wᵐ Kendall* hath vtteʳd divers Scandalous & mutinous Words tending to the Diſhonoʳ of the Rᵗ Honoᵇˡᵉ Butt the ſaid Coˡˡ *Kendall* Submitting himſelfe and offering ffifty pounds *Sterl* as a fine for his Soe great Crime, And the Rᵗ Honoᵇˡᵉ the Governoʳ deſireing the Court to Paſſe the ſame into Order, *that* [*they*] *have therefore thought fitt & doe order* that he pay the Said Some vpon Demand to the Right Honoᵇˡᵉ the Governoʳ which he Willingly Submitts too, And hath Accordingly p̄formed the Same

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The 5th *March* 1675/6 [1676/7]

WM RANDOLPH hath three yeares Liberty Granted him from the date hereof for the Seateing of his Land which is vpon *Swift* Creeke being ffrontier Plantac̄on.

Euſebius King hath three yeares Liberty Granted him from the date hereof for the Seateing of his Land which is vpon *Swift* Creeke being a ffronteir Plantac̄on.

Hen: Hartwell
Cl Con

ATT A Court at *Green Spring* the 8th Day of *March* 1676/7

ꝑſent

SR *WM BERKELEY* Knt Governor &c *Herbert Jeffries* Eſq Sr *Jno Berry* Knt *ffra Morryſon* Eſq his Maties Comrs Coll *Nath Bacon* Coll *Phill Ludwell* deptv Secr Coll *Wm Cole.*

It is the Judgment of this Honoble Court that none but Such ꝑſons who are free holders & houſe keepers are of Capacity to be Jurymen.

Giles Bland being Convicted for divers Rebellions Treaſons & other miſdemeanors Comitted by him Againſt his Moſt Sacred Matie The Grand Jury brought in their Virdict *Billa Vera* then the Jury of Life & death was Impannelled who bring in their Virdict Guilty According to the Indictment Sentence of death therefore paſt vpon him According to forme 15 Inſtant

Robt Jones being Convicted for divers Rebellions Treaſons & other miſdemeanors by him Comitted Againſt his Maties, The Grand Jury brought in their Virdt *Billa Vera* and the Jury of Life & death brought in their Virdt Guilty According to the Indictmt . . . Sentence of death therefore paſt vpon him According to fforme--15--Inſtant

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The 9th *March*

ANTHONY ARNOLD being Convicted for divers Rebellions Treaſons & other miſdemeanors by him Comitted Againſt his Matie The Grand Jury brought in their Verdict *Billa Vera* and the Jury of Life & death brought in their Virdict Guilty According to the Indictment. Sentence of death therefore paſt vpon him According to Forme 15th Inſtant.

Richard ffarmar being Convicted for divers Rebellions Treaſons & other miſdemeanors by him Comitted Againſt his Matie The Grand Jury brought in their Virdict *Billa Vera* and the Jury of Life and death brought in Virdict Guilty According to the Indictment. Sentence of death therefore paſt vpon him According to forme 15th Inſtant

Robt Stookes being Convicted for divers Rebellions Treaſons & other Miſdemeanors by him Comitted Againſt his Matie The Grand Jury brought in their Virdt *Billa Vera* & the Jury of Life & death brought in their Virdict Guilty According to the Indictment. Sentence of death therefore paſt vpon him According to Forme 15th Inſtant.

The 10th *March* 1676

ꝑſent

SR *WM BERKELEY* Knt Governor &c Coll *Nathaniel Bacon* Coll *Phill Ludwell* deptv ſecr Coll *Wm Cole Ralph Wormeley* Eſq.

John Iſles being Convicted for divers Rebellions Treaſons & other miſdemeanors by him Comitted Againſt his Matie the Grand Jury

Jury brought in their Virdt *Billa Vera* and the Jury of Life & death brought in their Virdt Guilty According to the Indictment Sentence of death therefore paſt vpon him According to forme 15th Inſtant.

Richard Pomfry being Convicted for divers Rebellions Treaſons & other miſdemanors by him Comitted Againſt his Matie the Grand Jury brought in their Virdt *Billa Vera*, And the Jury of Life and death brought in their Virdt Guilty According to the Indictment Sentence of death therefore paſt vpon him According to forme

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The 15th *March* 1676

p̄ſent

THE RIGHT HONOBLE THE GOVERNOR &c *Herbert Jeffries* Eſq Sr *Jne Berry* Knt *ffra: Moryſon* Eſq His Maties Comrs Coll *Nath Bacon* Coll *Phill Ludwell* Coll *Wm Cole Ralph Wormeley* Eſq Coll *Jos: Bridger* Coll *Tho: Ballard*

Wm Hatcher being brought before this Court for vttering divers Mutinous Words tending to the diſquiett of this his Maties Country And It being Evidently made Appeare what was Layd to his Charge by divers oaths And A Jury being Impannelled to Aſſeſſe the damages, who bring in their Virdict that they award the Said *Hatcher* to pay Tenn Thouſand pounds of Tobacco & Caske, which Virdt of the Jury this Honoble Court doth Confirme, Butt in Reſpect the Said *Hatcher* is an Aged man the *Court doth order* that the said *Hatcher* doe pay in full Expedition Eight Thouſand pds of dreſt Porke vnto his Maties Comander of his fforces in *Henrico* County for ye ſupply of ye Soldiers which if he fayle to doe that then he pay Eight Thouſand pounds of Tobacco & Caske ye next Cropp & pay Coſts.

Neuett Wheeler Petiçoning to this Court to take hole of his moſt Sacred Maties Gracious p̄clamaçon of p̄don & Indempnity & Submitting himſelfe, *the Court are* [*of*] *opinion* that he have Benefitt of his Maties p̄don Allowed him.

Whereas Sands Knowles of *Kingſtone* p̄iſh in *Glouceſter* County being in Rebellion Againſt his Matie was in the month of *October* Laſt (then in the height of the late horrd Rebellion) by Vertue of a Commiſſion to Major *Robert Beverley* granted by the Right Honoble the Governor taken Priſoner, & wth him divers of his Goods, Servants, Slaves p̄viſions & a Shallop, Seized, taken & Carried away by the Said *Beverley* & the Souldiers Vnder his Comand and p̄ſented to the Rt Honoble the Governor then at the houſe of major Genll *Jne Cuſtis* in *Northampton* County on the *Eaſtern Shore*, who for the Said *Knowles* his Rebellions & Treaſonable Practices Comitted him to Priſon & Condemned all his Goods, Servts Slaves p̄viſions, & boate & orderd & diſpoſed p̄t of the Same to be Expended Sould & Layd out for p̄viſions for his Maties Souldiers which was Accordingly donn, & gave the Reſt Imediately to the Said *Beverly* & his Souldiers vnder his Comand for their Incouragement & good Service *And whereas* the ſaid *Knowles* Remained a Priſoner Vnder Bayle to this day to Anſwer the Crimes Rebellions & Treaſons by him Comitted Againſt his Moſt Sacred Matie & Soe Excepted out of the Rt Honoble the Governors Generall p̄don beareing date ye 10th *ffebruary* 1676 & Grounded vpon his Maties moſt Gracious p̄clamaçon of p̄don, for the Crimes, Treaſons

Treafons and Rebellions by him Comitted, humbly Offering to Renounce Acquitt & diſcharge all Right or Claime of him the ſaid *Knowles* forever hereafter to any or all the ſaid goods &c Servᵗˢ Slaves, Boate or ꝑviſions, by the ſaid *Beverley* or any Souldier with him Soe taken & Carryed away, Acknowledgeing the Same to be Juſtly Loſt (by him) & forfeited forever, his Said Relinquiſhment of the Said Goods &c was ordᵉrd to be Entred vpon Record And the Said *Knowles* his Petition Granted & his Acknowledgmᵗ & humble Submiſſion in open Court putt vpon Record, to the End the King maᵗⁱᵉˢ moſt Gracious ꝑdon may be of full force & Effect to him the Said *Knowles* & his Remaining Eſtate he takeing the oath of obedience & giveing good bond wᵗʰ Securities for his future Good behavioʳ

Whereas Mʳ *George Seaton* of *Kingſtone* ꝑiſh in *Glouceſter* County one of his Maᵗⁱᵉˢ Juſtices of yᵉ Peace being in Rebellion Againſt his moſt Sacred Maᵗʸ was in the time of the ſaid Rebellion on or about the beginning of *november* laſt taken priſoner by Majoʳ *Robᵗ Beverley* & with him divers of his Goods & ꝑviſions, Seized & taken & Carried to the Right Honoᵇˡᵉ the Governoʳ then Reſideing on the *Eaſtern Shore* who Coñd the Said *Seaton* . . . & Condemned & diſpoſed his goods & ꝑviſions Soe Seized & . . . to the vſe & Incouragemᵗ of his Maᵗⁱᵉˢ Souldiers & . . . Remained Priſoner vnder Bayle fouer . . . to the ſaid *Seaton* was by order of the Rᵗ Honoᵇˡᵉ the Governoʳ Seized & marked with the broad Arrow Butt left in the houſe & Poſſeſſion of the ſaid *Seaton*, vntill Convenient time for their Remouevall *And whereas* the ſaid *Geo Seaton* did this day Make Humble Sute to the Court that he might Receive the Benefitt & mercy of his Sacred Maᵗⁱᵉˢ moſt Gracious ꝑdon Praying for Releaſement of his Said foure hhds of Tobacco Soe Seized as aforeſaid and Submiſſively Relinquiſhing all Right Claime, Title or Intreſt to any the ſaid Goods Seized or Carried away by the Said *Beverley* or his Souldiers *This Court doth order & Adjudge* the Said Goods to be by Reaſon of their being taken & removed in time of Rebellion wholly Loſt & fforfeited, Butt By Reaſon the ſaid ffower hoggſheads of Tobacco were only vnder Seizure & not removed that therefore the Said *Seaton* may make free vſe of the Same vntill it Shall be determined by his Maᵗⁱᵉ & Lords of his Honoᵇˡᵉ Councill whether the Same be not forfeited by Reaſon of the ſaid Seizure, notwithſtanding the Benefitt of his maᵗⁱᵉˢ Gracious ꝑdon is vpon the Said *Seatons* Humble Petition Granted & Confirmed to him he takeing the oath of Obedience & giveing bond wᵗʰ Sufficient Security for his future Good behavior.

The 16ᵗʰ *March* 1676

ꝑſent

THE Rᵀ HONOᴮᴸᴱ Sᴿ *Wᴹ BERKELEY* Knᵗ Governoʳ &c Coˡˡ *Nath Bacon* Coˡˡ *Willᵐ Cole Ralph Wormely* Eſq

Jnº Whitſon being Convicted of divers Rebellions Treaſons & other miſdemeanoʳˢ by him Comitted Againſt his Moſt Sacred Majeſtie, The Grand Jury brought in their Virdᵗ *Billa Vera* And the

the Jury of Life & death brought in their Virdict Guilty According to the Indictment, And Sentance of death Paſt vpon him According to fforme

Wm Scarburgh being Convicted of divers Rebellions Treaſons & other miſdemeanors by him Comitted Againſt his Moſt Sacred Matie The Grand Jury brought in their virdt *Billa Vera* And the Jury of Life and death brought in their Virdt Guilty According to the Indictmt and Sentance of death paſt vpon him According to fforme

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The 17th *March* 1676

[p̄ſent]

THE RIGHT HONOBLE THE GOVERNOR & . . .

Whereas Capt *Wm Byrd* gave Informacon to this Court . . . *Wm Tiballs & Henry Gee* did vpon Seuerall . . . tending very much to the Prejudice of the Rt Honoble Comrs & the Peace & Quiett of this Countrey *This Court thought fitt & Accordingly have orderd* . . . *Bird* together with ye above named p̄ſons . . . forthwith goe over to the Place of abode . . . Rt Honoble Comiſſioners there to be by them . . . Such Puniſhmt for their offence as they . . .

Whereas Charles Blanckevile being . . . being active in the late Rebellion . . . of his Maties Moſt Gracious p̄clamacon . . . Butt ye ſaid *Blanckevile* hath been . . . That the ſaid *Blanckevile* himſelf at the next County Court of of *Eliz Citty* vpon his knees with a Rope about his neck Ask p̄don for his Rebellion & Treaſon, According to Submiſſion & pay Coſts

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The 22th of *March* 1676[7]

p̄ſent

SR *WILLM BERKELEY* Knt Governor &c Sr *Hen: Chicheley* Knt Coll *Nath: Bacon* Coll *Phill Ludwell* deptY Secr Coll *Wm Cole Ralph Wormeley* Eſq.

Jne . . . fined According to Act being Sumoned vpon A Grand Jury & not . . . his Attandance . . . *new Kent* . . . & *Hen: Gee* of *Henrico* County being brought before the . . . Scandalous & mutinous words Tending to ye diſquiett . . . Maties Comrs And the Court deſireing . . . Report who gave Report . . . them. *This Court have* . . . that the ſaid *Wm Tiballs* . . . pounds of meate . . . of *Henrico* . . .

. . . being brought before This Court for being a notorious Actor . . . in the late Rebellion, who Peticoning rather then to Come to tryall for Same that he may be Baniſhed, *The Court doth order* that he be Baniſhed for the Terme of five yeares to *New England*

[7] The last sheet of the minute book, on which the proceedings for the 22nd of March 1676/77 are recorded, is so mutilated as to be in large part undecipherable. There are printed in Hening, however, Vol. II, the judgments of the court as written out in full by the clerk and recorded in a book now lost.

England Barbadoes, Jamacia or any other of the Iſlands and . . . within that Time vnder the fforfeiture of being p̃ſecuted . . . and that he depart the Country within Two Months & . . . for his Good Behavior dureing his Stay in the Countrey

. . . & Mr *Jno Wiſedom* & *Tho: Warr* being Brought before This Court for their being notorious Actors Aydors & Aſſiſtors in the late Rebellion Petiĉoning rather then to Come to A Tryall for the Same that they may be Baniſhed. *The Court doth therefore order* that they be Baniſhed for the Terme of Seven yeares Either to *New England, Barbadoes, Jamaica* or any other of the Iſlands and not to Returne within that Time vnder fforfeiture of being p̃ſecuted According to Law and that they depart The Country within Two months and give good Security for his good behavior dureing their ſtay in the Countrey.

Thomas Maples & *Thomas Backer* being brought to this Court for vttering divers Mutinous words tending to the diſturbance of ye Peace of this Country wch being Sufficiently p̃ved by good oaths *the Court have thought* & *Accordingly orde'd* that the Said *Mayple* & *Baker* Pay one Thouſand pounds of neate Porke Each of them to the vſe of his Maties Souldiers, give bond wth good & Security to Mr *Thomas Marſton* for their Good behavior & Likewiſe for ye Payment of ye Said 2000li Porke in *November* next wth Coſts.

Wm Walker is Orde'd to give bond with good Security for his good Behavior for his Contempt to one of his Maties Juſtices of the Peace & Pay Coſts.

Lt Coll *Henry Gooch* . . . Imploreing his moſt . . . . Sr *Wm Berkeley* . . .

Selections from Conway Robinson's Notes and Excerpts from the Records of Colonial Virginia

[7] Sir *ffrancis Wiatt* appears to have been affiduoufly engaged in 1640 and 1641 in the difcharge of his duties as governor and prefiding officer of the court.

In *April* 1640 the quarter court was in feffion at *James City* from the 8th until the 24th of the month. There remain 65 pages of orders at this term,[1] embracing a great variety of fubjects. Among them are the following:

Whereas Mr *John Moone* being twice chofen burgefs for the county of *Ifle of Wight* and having neceffarily expended by his long attendance in his faid fervice 3335 pounds of tobacco, *the court hath therefore ordered* that the commifioners for the faid county fhall levy the faid fum from the inhabitants of the faid county according to the act of affembly in that cafe made and p̄vided or otherwife that the faid commiffioners fhall make their appearance at the next *June* court to fhew caufe to the contrary or one of them in behalf of the reft.[2]

Whereas upon the petition of *Henry Poole* to the burgeffes of this laft affembly for the confirmation of a certain fee of five pounds of tobacco for every hundred pounds of tobacco to the faid *Poole* being clerk of the monthly court holden for the county of *Elizabeth City* for the taking of all inventories: and *whereas* the faid burgeffes have fubfcribed their confent to the faid petition for the quantity of three pounds of tobacco to be paid to the faid clerk for all inventories and outeries which the court doth think fit to confirm unto the faid *Henry Poole* or his fucceffors, clerks of the faid county and *do further order* that the faid *Poole* fhall be p̄fent at the taking of all inventories and outeries happening within the faid county and out of the fame that a fee of three pounds of tobacco for every hundred be paid to the faid *Poole* as well for the time paft as the time to come.[3]

[8] 9th of *Oct.*, 1640.

Whereas Anne Belfon fervant unto *Theodore Moyfes* for the term of 8 years hath complained to the board againft her faid maſter for his ill ufage of her, by putting her to beat at the mortar for all his houſehold, he the faid *Moyfes* p̄miſing at the time of her entering into covenant with him that he would uſe her more like his child than his fervant and that he would teach her to read and inſtruct her in the rudiments of religion and have a paternal care over her: and *whereas* it appeareth that the faid *Moyfes* received 500 pounds of tobacco being a legacy given unto the faid *Anne Belfon* with which the faid *Moyfes* p̄miſed to buy a cow and a calf for the faid *Belfon* and that the increaſe thereof ſhould run on for her until ſhe had ſerved out her time, all which is p̄ved by the teſtimony of *William Muſgrave* and *Margaret Hartwell:* and *whereas* the ſaid *Moyfes* hath further covenanted with the ſaid *Belfon* to give unto her, at the experation of her time, one ſow and calf as appeareth by her indenture: the court taking into conſideration the grievous and tyranical uſage of the ſaid *Moyfes* to the ſaid *Belfon* and that ſhe hath ſerved ſeven years of her time to the ſaid *Moyfes* as alſo the legacy received five years ſince *doth order* that the ſaid *Belfon* ſhall be free from her ſaid ſervice and that the ſaid *Moyfes* ſhall within one month deliver unto her or her aſſigns the ſaid ſow and cow calf with ſuch apparel and corn as ſhall be indifferently adjudged ſufficient by Mr *ffrancis ffowler* and *Bridges ffreeman* and ſhall likewiſe pay all court charges expended in or about the ſame otherwiſe execution &c [4]

11th of *Dec.*, 1640.

Whereas William Huddleſton ſervant unto Mr *Canhow* [or *Cantrow*?] hath complained to the board againſt his maſter for want of all manner of apparel, *the court hath therefore ordered* that the ſaid Mr *Canhow* [or *Cantrow*?] ſhall before *chriſtmas* next p̄vide and allow unto the ſaid *Huddleſton* ſuch ſufficient apparel of linen and woollen as ſhall

[1] Book in genl court office marked No 1. 1639 to 1642 p 83 to 148
[2] *Id.* 122
[3] *Id* 126, 7
[4] *Id* 313

ſhall be thought fit by Captain *John Weſt* Eſqr or otherwiſe that the ſaid Captain *Weſt* ſhall have power to diſpoſe of the ſaid ſervant until the ſaid *Canhow* [or *Cantrow*?] do ꝑform this order.[5]

7th Of *Oct.*, 1640.

Whereas Thos Purfell ſervant unto *Robt Braffure* for the term of four years hath petitioned to the board for his freedom, it being denied unto him by the ſd *Braffure* in regard the ſaid *Purfell* has abſented himſelf from his ſaid ſervice for the ſpace of three months or there-about *the Court hath therefore ordered* that the ſaid *Purfell* ſhall be diſcharged from his ſaid maſter but ſhall looſe his right in apparel and corn due unto him at the Expiration of his time in reſpect of his abſence from his ſervice as aforeſaid & that the ſaid *Braffure* ſhall Deliver [**9**] unto the ſaid *Purfell* ſuch apparel beding and what other goods do already belong unto him and are remaining in the cuſtody of the ſaid *Braffure* [6]

7th of *Oct.*, 1640

Whereas it appeareth to the Court that *Roger Parke* being bound to ſerve Capt *Corell* for the ſpace of three Quarters of a year and *Thos Loving* Being agent for the ſaid Capt *Corell* the ſaid *Parke* was aſſigned to the ſaid *Loving* to ſerve the ſaid time which the ſaid *Parke* having not ꝑformed *the Court hath ordered* that the ſaid *Parke* ſhall forthwith put in ſecurity for the payment of five pounds *ſterling* within twenty days after this order unto the ſaid *Loving* in conſideration of his ſaid ſervice being not ꝑformed as aforeſaid otherwiſe Execution &c [7]

June 4, 1640

Whereas upon Information to this Board of two ſervants that are run away from *Maryland*, and now at the Houſe of *George Minefye* Eſqr one of which ſaid ſervants doth belong unto Mr *Snow* as he ꝓtendeth, and the other to the governour of the aforeſaid *Maryland* as is informed *the court hath therefore ordered* that the ſaid ſervant belonging to the ſaid *Snow* ſhall be delivered unto him if upon due prooff he make his right appear and the other ſervant to be returned with all ſpeed unto the ſaid Governour.[8]

June 4, 1640.

Upon the petition of *Hugh Gwyn* gent wherein he complained to this board of three of his ſervants that are run away to *Maryland* to his much loſs and ꝓjudice and wherein he hath humbly requeſted the board that he may have liberty to make [**10**] the ſale or benifit of the ſaid ſervants in the ſaid *Maryland* which the Court taking into Conſideration and weighing the dangerous conſequences of ſuch ꝑnicious ꝓcident *do order* that a letter be written unto the ſaid Governour to the intent the ſaid ſervants may be returned hither to receive ſuch exemplary and condign puniſhment as the nature of their offence ſhall juſtly deſerve and then be to be returned to their ſaid maſter [9]

9th of *July*, 1640.

Whereas Hugh Gwyn hath by order from this Board Brought back from *Maryland* three ſervants formerly run away from the ſaid *Gwyn*, *the court doth therefore order* that the ſaid three ſervants ſhall receive the puniſhment of whipping and to have thirty ſtripes apiece one called *Victor*, a *dutchman*, the other a *Scotchman* called *James Gregory*, ſhall firſt ſerve out their times with their maſter according to their Indentures, and one whole year apiece after the time of their ſervice is Expired. By their ſaid Indentures in recompenſe of his Loſs ſuſtained by their abſence and after that ſervice to their ſaid maſter is Expired to ſerve the colony for three whole years apiece, and that the third being a negro named *John Punch* ſhall ſerve his ſaid maſter or his aſſigns for the time of his natural Life here or elſewhere.[10]

[**11**] *July*

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[5] *Id.* 386
[6] *Id* 307.
[7] *Ibid*
[8] *Id.* 175
[9] *Id.* 175
[10] *Id* 250

[11] *July* 22, 1640.

Whereas complaint has been made to this Board by Capt *Wm Pierce* Eſqr that ſix of his ſervants and a negro of Mr *Reginolds* has plotted to run away unto the *Dutch* plantation from their ſaid maſters and did aſſay to put the ſame in Execution upon *Saturday* night being the 18th day *July* 1640 as appeared to the Board by the Examinations of *Andrew Noxe*, *Richd Hill*, *Richd Cookeſon* and *John Williams* and likewiſe by the confeſſion of *Chriſtopher Miller*, *Peter Wilcocke*, and *Emanuel* the foreſaid Negro who had at the fore ſaid time, taken the skiff of the ſaid Capt *Wm Pierce* their maſter, and corn powder and ſhot and guns, to accompliſh their ſaid purpoſes, which ſaid p̄ſons ſailed down in the ſaid skiff to *Elizabeth* river where they were taken and brought back again, the Court taking the ſame into conſideration, as a dangerous p̄cident for the future time (if unpuniſhed) did order that *Chriſtopher Miller* a *dutchman* (a prince agent in the buſineſs) ſhould receive the puniſhment of whipping and to have thirty ſtripes, and to be burnt in the cheek with the letter R and to work with a ſhakle on his legg for one whole year, and longer if ſaid maſter ſhall ſee cauſe and after his full time of ſervice is Expired with his ſaid maſter to ſerve the colony for ſeven whole years, and the ſaid *Peter Wilcocke* to receive thirty ſtripes and to be Burnt in the cheek with the letter R and, after his term of ſervice is Expired with his ſaid [12] maſter to ſerve the colony for three years and the ſaid *Richd Cookſon* after his full time expired with his maſter to ſerve the colony for two years and a half, and the ſaid *Richd Hill* to remain upon his good behaviour until the next offence and the ſaid *Andrew Noxe* to receive thirty ſtripes, and the ſaid *John Williams* a *dutchman* and a Chirugeon after his full time of ſervice is Expired with his maſter to ſerve the colony for ſeven years, and *Emanuel* the Negro to receive thirty ſtripes and to be burnt in the cheek with the letter R. and to work in ſhakle one year or more as his maſter ſhall ſee cauſe, and all thoſe who are condemned to ſerve the colony after their times are expired with their maſters, then their ſaid maſters are required hereby to p̄ſent to this board their ſaid ſervants ſo condemned to the colony [11]

13th of *Oct.*, 1640.

The Court hath ordered that *Wm Wootton* and *John Bradye* as principall actors and contrivers in a moſt dangerous conſpiracy by attempting to run out of the country and Inticing divers others to be actors in the ſaid conſpiracy to be whipt from the gallows to the Court door and that the ſaid *Bradye* ſhall be Branded with an Iron in the ſhoulder, and *Wotton* in the forehead each of them to ſerve the Colony ſeven years, the ſervice due from the [13] ſaid *Wotton* to the ſaid Mr *Sanderſon* being firſt p̄formed, each of them to work in Irons during the time of the ſaid cenſure for the reſt of theſe that are freemen (*viz*) *John Tomkinſon* and *Richd Weſt* for conſenting and concealing the ſaid plott that they ſhall be whipt and ſerve the colony two years and thoſe that are ſervants (*viz*) *John Winchester*, *Wm Drummer Robt Rouſe* and *Robt Moſely* to be whipt only as alſo *Margarett Beard*, and that the maſters of the ſaid ſervants ſhall pay the fees due from the ſervants to the ſheriffs and the ſervants ſhall make good the ſame, at the Expiration of their time by a years ſervice apiece to their ſaid maſters and that none of them ſhall be releaſed from their Irons without order from this Board [12]

Oct. 17, 1640.

Whereas we are daily given to underſtand of divers ſervants that run away from their maſters whereby much loſs and p̄judice doth enſue to the maſters of ſuch ſervants, the court therefore conceiving it to be the moſt neceſſary and ſpeedy courſe to apprehend the ſaid ſervants *doth order* that upon complaint thereof made unto the ſheriffs of the counties where any ſuch ſervant or ſervants doth run away that the ſheriff thereof or his deputies ſhall hereby have power to hire boat and hands to p̄ſue the ſaid runaways and that the charge thereof ſhall be borne and defrayed by the ſaid county [13]

June

[11] *Id* p. 252, 3.
[12] *Id.* 319
[13] *Id* 326, 7.

June 30, 1640.

The court hath granted that a commiſſion ſhall be drawn for *John Mattrom* and *Edward ffleet* authorizing them to levy a party [14] of men, or more if need require, out of the trained band for *Charles river* county with arms and ammunition to go in ꝑſuit of certain runaway negroes and to bring them in to the governor. *And it is further ordered* that ſuch men as ſhall be preſſed for this expedition ſhall receive their pay and ſatisfaction for their pains at the public charge of the counties from whence ſuch negroes are runaway and likewiſe for any boat or boats that ſhall be taken for the ſaid ſervice.[15]

[14] Upon the petition of *Henry Hawley* for keeping a ferry at the mouth of *Hampton* river in *Sequotan* for the eaſe of inhabitants and paſſengers in or about their occaſions which the court taking into conſideration as a matter tending to the great benefit of the inhabitants and others have granted unto the ſaid *Hawley* a patent for the ſame during his natural life and the ſaid patent to paſs under the hand of the governor and the ſeal of the colony; the ſaid *Hawley* not exacting above one penny for the ferriage of any of the ſaid inhabitants or paſſengers according to his offer in his ſaid petition.[16]

Whereas Captn *Thos Willoughby* Eſqr repreſented to this court that he had lent one barrel of gunpowder containing one hundred weight to accomodate the funeral of Captain *ffrancis Hook* the late commander of the fort at *Point Comfort* and one of his majeſtys councillors for *Virginia, the court hath therefore ordered* that the ſaid Captn *Willoughby* ſhall be ſatisfied the ſame from the ꝑſent captain of the fort out of the powder belonging to the public.[17]

Whereas at ſeveral veſtries holden for the ꝑiſh of *James city*, it was ordered that the church wardens ſhould collect arrearages and wages belonging either to the offices or places of clark or ſexton and *foraſmuch as* the clark of the ꝑiſh hath informed the board that the ſaid church wardens do not accordingly collect and pay the wages belonging to their ſeveral places, *the court hath therefore ordered* that the ſaid church wardens that now are and ſo from time to time which hereafter ſhall be, ſhall collect and pay unto the ſaid clark and ſexton their ſaid arrearages and wages due unto them for their ſeveral places aforeſaid [18]

Whereas it appeareth that *Owen Loyd* purſer of the ſhip *Honour* hath counterfeited the hands of *Nathaniel Warren* and *William Nottingham* being ſworn officers for the execution of the laws by which ſaid courterfeiting, the ſaid *Loyd* hath received and paid divers quantities of tobacco, *the court doth therefore think fit and* [15] *order* that the ſaid *Loyd* for his ſaid forgery ſhall fine ten pounds *ſterling* to the king and five pounds to *George Saphire* being the informer and ſhall pay to the ſaid *Saphire* twenty ſhillings for his charges in proſecution and ten ſhillings to two viewers from whence the ſaid counterfeit was ꝑtended to come and further that the ſaid *Loyd* ſhall ſuffer impriſonment during the governors pleaſure [19]

Whereas Richard Wiatt did at this court complain againſt *Richard Crudle* and *Margaret* his wife for a ſcandal and defamation uſed upon him the ſaid *Wiatt* by the ſaid *Margaret* in laying to his charge the getting of her with child which ſcandal the ſaid *Wiatt* ꝑtended was a mere practice and complotment of the ſaid *Crudle* to force the ſaid *Wiatt* by way of compoſition to clear and acquit him of a debt in tobacco due unto him to which his allegation the ſaid *Crudle* gave in anſwer that he purchaſed her the ſaid *Margaret* his now wife out of an affection for her and with intent to make her his wife of him the ſaid *Wiatt* not knowing vntil a month after marriage that ſhe was with child and that the ſaid *Margaret* his wife when ſhe was in labour of her child did freely confeſs and upon oath declare to the midwife that the ſaid *Wiatt* was the father of the child (of which thing the midwife that laid her in bed made oath in court) and that the ſaid *Crudle* did thereupon arreſt the ſaid *Wiatt* who to avoid the ſhame and diſgrace which he

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[14] In the commiſſion party, *ten* men or more. *Id.* 234
[15] *Id* 208
[16] Book in genl court office marked No. 1. 1639 to 1642 p 141.
[17] *Id.* 142.
[18] *Id* 147
[19] *Id.* 147

he might incur by public queſtion for the ſaid fact and alſo in conſideration of keeping the child did give a releaſe to the ſaid *Crudle* for all debts due to him the ſaid *Wiatt* from the ſaid *Crudle* and in further recompenſe did give him the ſaid *Crudle* a bill whereby he obliged himſelf to bring over and deliver to him a ſervant. And the ſaid *Wiatt* again pretended that he was by the arreſt forced as well to give the ſaid releaſe as alſo the ſaid bill to clear his paſſage for *England* whither he was then going and without his ſo doing muſt have ſtayed to his great prejudice (the ſhip being then upon her departure) and did ſeem to offer reaſons that the child could not be of his getting, the months being computed from whence he had ſight of her the ſaid *Margaret*, and that one Captain *John Preene* ſince deceaſed did acknowledge himſelf to have got the ſaid *Margaret* with child. The court upon hearing the allegations, circumſtances and proofs on both ſides and not being ſatisfied with what the ſaid *Wiatt* could allege for himſelf either in the matter of time of their acquaintance (which was found to be full and competent by computing from the time of his firſt [**16**] ſeeing her to the time of her delivery) or otherwiſe were of opinion that the ſaid *Wiatt* muſt in law be reputed father of the child, the ſaid *Margaret* charging him therewith in the time of her travail and did therefore order that the ſaid *Wiatt* ſhould upon demand, in lieu of the ſervant promiſed, deliver unto the ſaid *Crudle* a cow with calf or calf by her ſide and that the ſaid releaſe made from *Wiatt* to *Crudle* ſhould ſtand firm, he the ſaid *Crudle* giving alſo to the ſaid *Wiatt* a releaſe of all actions and demands the aforeſaid, the aforeſaid cow being delivered and that the ſaid *Crudle* ſhall diſcharge the ſaid *Wiatt* from all moleſtation from the Biſh for the ſaid child and that the ſaid *Wiatt* ſhall pay all charges that the ſaid *Crudle* hath been at in the ſaid ſuit either at the office or the ordinary, otherwiſe execution [20]

Upon the petition of *Edward Prince* to this court that whereas *Philip Gayne* hath divers times unlawfully without the privity and conſent of him the ſaid *Prince* inveigled one *Catherine Wilkins* a maid ſervant belonging to him and gotten her with child and ſince married her: *the court doth thereupon order* that the ſaid ſervant ſhall ſerve the ſaid *Edward Prince* her full time of ſervice due unto him by covenant and that he the ſaid *Philip Gayne* ſhall make ſatisfaction to the ſaid *Edward Prince* for ſuch further damages as he ſhall hereafter make appear that he hath ſuſtained thereby [21]

Whereas William Strong having been accuſed to this board that he had a wife in *England* and did notwithſtanding go about to marry another in this colony: whereupon he was prohibited by this board until he had cleared himſelf of the ſaid accuſation to proceed in ſaid intended marriage: which ſaid *Strong* having produced ſeveral depoſitions for the clearing of the ſaid accuſation and no poſitive proofs coming againſt him: *the court doth therefore declare* him the ſaid *Strong* to be free to marry according to the laws of the church; the bans of matrimony being thrice asked according to the cuſtoms of the church of *England*.[22]

Upon the humble certificate of *Simon Bowman* chirurgeon, repreſenting to this court that whereas *John Hobſon* who was lately dangerouſly hurt by *Owen Hughes* is now perfectly recovered; *the court hath ordered* that the ſaid *Owen Hughes* who hath been priſoner in the cuſtody of the ſheriff for the ſame ever ſince the ſaid hurt was done ſhall be diſcharged of the ſaid impriſonment; he putting in ſecurity for his good [**17**] abeayance to two of the commiſſioners for the county of *Charles river;* unleſs the ſaid commiſſioners can ſhew cauſe to the contrary [23]

Whereas Richard Wilkinſon was fined at the court holden for the county of *Iſle of Wight* for ſpeaking contemptuous words againſt Captain *John Upton* commander of the ſaid county: And *whereas* the ſaid *Wilkinſon* petitioned this board for reſpite of the ſentence and to rehear the ſaid cauſe at this board; And *whereas* it appeareth to this court by the depoſition of *William Boulke* that the ſaid Captain *John Upton* did confeſs that the ſaid *Wilkinſon* had asked him forgiveneſs and that therefore he would be willing

[20] *Id.* p. 95.
[21] *Id.* p. 125
[22] *Id.* 130
[23] *Id* 129

willing to have the fine remitted, *the court doth therefore order* that the ſaid *Wilkinſon* ſhall be clearly acquitted and diſcharged of the ſaid fine [24]

Whereas Robert Sudbury and *Andrew Perkins* who abſenting themſelves by running away in the woods from the ſervice of their maſter Captain *John Upton* were this day complained on in court for the ſame; *the court hath therefore ordered* that the ſaid *Robert Sudbury* and *Andrew Perkins* ſhall at the next monthly court holden for the *Iſle of Wight* county receive (as correction for their offence) the puniſhment of whipping. And the ſaid Captain *Upton* is hereby required to ſee the due execution thereof [25]

Whereas complaint hath been made unto this board that *Robert Newman* hath (contrary to an act of aſſembly in that caſe made and p̄vided) traded with certain ſervants belonging to Captain *Samuel Matthews:* And *whereas* it appeareth by a petition exhibited to this board on the behalf of the ſaid *Newman* whereby he confeſſes that he hath bartered with certain of the ſaid ſervants to the value of ſixty pounds of tobacco, *it is therefore ordered* that the ſaid *Robert Newman* ſhall ſatisfy and pay unto the ſaid Captain *Matthews* four times the value ſo bartered for, being the quantity of two hundred and forty pounds of tobacco as alſo that he ſhall ſuffer one months impriſonment in the cuſtody of the ſheriff of *Warwick river* who is required to ſee due execution thereof according to the true intent and meaning of the ſaid act: And *whereas* it appeareth that the ſaid *Robert Newman* hath been ſerved with p̄ceſs to two ſeveral courts for ſuch his unlawful trading and that *Thomas Barnitt* attorney for the ſaid Captain *Matthews* hath given his attendance to p̄ſecute and no appearance hath been made by the ſaid *Newman, it is therefore further ordered* that the ſaid *Robert* [19] *Newman* ſhall ſatisfy and pay unto the ſaid *Thomas Barnitt* 50 ſhillings in conſideration of his diſcharge thereby ſuſtained and further that if it ſhall hereafter appear that the ſaid *Newman* hath ſo bartered with the aforeſaid ſervants for a greater quantity that then he ſhall be liable to ſuch further cenſure as by the court ſhall be thought fit [26]

[18] Redreſs was given againſt commiſſioners or a ſheriff who failed in the p̄formance of official duty and aſſiſtance was extended when there was occaſion for it.

Whereas William Taylor did at the laſt court by petition inform the board that Captain *Chriſtopher Wormley* being then commander and the reſt of the commiſſioners of *Elizabeth city* had unduly p̄ceeded againſt him in a cauſe depending in the ſaid court between him the ſaid *Taylor* and *Richard Pitts*, they the ſaid commander and commiſſioners refuſing oath in the cauſe and paſſing judgment againſt the ſaid *Taylor* without taking any depoſition therein while his allegation was not denied by the ſaid Captain *Wormley* and M^r *Thomas Oldis* and other of the commiſſioners for the ſaid county who were p̄ſent in court at the hearing thereof; *it is therefore ordered* that the ſaid Captain *Wormley* and the reſt of the commiſſioners ſhall pay and ſatisfy unto the ſaid *William Taylor* 400 pounds of tobacco for charges expended in the p̄ving of his ſaid information which hath appeared upon hearing of the cauſe by the confeſſion of the ſaid commiſſioners to be juſt and their p̄ceedings to be erroneous [27]

[20] Upon the petition of *Raphael Joyner* under ſheriff of *James city* wherein he hath complained to this court that many of the inhabitants of the ſaid county and others being engaged unto him for fees due unto him in or about the execution of his office do notwithſtanding refuſe to give unto him any manner of ſatisfaction, *the court hath therefore ordered* that upon ſight hereof if any p̄ſon ſhall refuſe to ſatisfy him his due fees that they make their p̄ſonal appearance before the governor and council at *James city* on or before the 18^th^ day of this inſtant (*april*) then and there to ſhew cauſe for ſuch their;refuſal otherwiſe ex^n^

Whereas complaint hath been made to this court that *Henry Poole* being in execution at the ſuit of *Owen Floyd* att^o^ of *Thomas Allen* of *London* merchant, in the cuſtody of the ſheriff of *Elizabeth city* which ſaid ſheriff did p̄mit and ſuffer the ſaid *Poole* to have and enjoy his liberty when and where he the ſaid *Poole* pleaſed, *the court hath ordered* that

[24] *Id* 133, 4
[25] *Id* 117
[26] *Id* 118
[27] *Id.* p. 129

that the ſaid ſheriff ſhall retain the ſaid *Poole* in his cuſtody and not ꝑmit him neither with keep nor without to go above twenty paces from the priſon until ſuch time as he ſhall make ſatisfaction unto the ſaid *Floyd* upon ſuch penalty to be inflicted on the ſaid ſheriff as ſhall be cenſured by the court

The orders granting ꝓbats of wills and adminiſtrations of the eſtate of decedents had now become numerous and letters were made out in due form and ſigned by the governor. Security for the faithful adminiſtration of the eſtate was given ſometimes in the quarter county [court] and ſometimes in the county court

[**21**] *Whereas* it appeareth to the court that Captain *Richard Popely* did two years ſince kill and make uſe of a bull belonging to the eſtate of *John White, the court hath therefore ordered* that the ſaid captain *Popely* ſhall within ten days pay unto the ſaid *White* 700 pounds of tobacco in conſideration of the ſaid bill and 100 pounds of tobacco with cask for forbearance otherwiſe exⁿ

Whereas it appeareth to the court that *Thomas Harvey* ſtandeth indebted unto *John White* by ſpecialty in the quantity of 773 pounds of tobacco, *the court hath therefore ordered* that the ſaid *Thoˢ Harvey* ſhall forthwith ſatisfy unto the ſaid *White* or his aſſigns two thirds of the ſaid debt according to the late act in that caſe ꝓvided otherwiſe exⁿ

That the judgements were ꝓceeded by the ſervice of ſome ꝓceſs and the filing of a petition, is indicated by the following entry

Whereas Humphrey Hamner hath by ꝓceſs arreſted *Jeoffrey Pore* to this quarter court upon the 8th day of *April* and the ſaid *Pore* hath accordingly appeared but neither the ſaid *Hamner* nor any for him hath entered any plea or petition againſt the ſaid *Pore* and *for as much as* the ſaid *Pore* hath made his appearance and attended the court whereby damages accrue unto him, *The court hath therefore ordered* that *Humphrey Hamner* ſhall forthwith pay unto the ſaid *Pore* or his aſſigns 80 pounds of tobacco for his charges and expenſes in his ſaid attendance otherwiſe execution

Sometimes the court would direct the commiſſioners for a county at their monthly court to hear and determine matters between ꝑticular ꝑties and ſometimes it aſſiſted in enforcing the judgement of a monthly court as in the following inſtance:

Whereas by act of court bearing date at *Weſtover* in the county of *Charles city* the firſt of *April* 1639 execution was granted againſt the eſtate of *Henry Blackman* mariner at the ſuit of *Benjamin Carrill* for the quantity of 1100 pounds of tobacco due two years ſince and *for as much as* the ſaid *Carrill* allegeth that no ꝑt of the eſtate of the ſaid *Blackman* is remaining in the ſaid county and the ſaid execution is of no validity elſewhere, *the court hath ordered* that execution ſhould be awarded againſt the eſtate of the ſaid *Blackman* at the ſuit of the ſaid *Carrill* in whoſe hands ſoever it ſhall remain for the foreſaid quantity of 1100 pounds of tobacco as alſo for the quantity of 500 pounds of tobacco for damages for forbearance and charges

[**22**] 17th *Dec* 1640

The court hath ordered that every ꝑſon who ſhall take up any land ſhall ſet up their bounds at the monthly court to the intent that no after claims may be made thereto and that then it be ꝓſented to the ſecretary's office that a patent may be granted for the ſame [28]

8 *Octo* 1640

Upon the petition of Mr *Thomas Hampton* miniſter of *James city* to have 200 acres of glebe land granted unto him according to his majeſty's inſtructions in that behalf: And *whereas* there is already belonging unto the rectory of *James city* ꝑiſh 100 acres of glebe, *the the court has therefore ordered* that a ſurvey be made of one other hundred acres of land back into the ſaid woods behind the aforeſaid hundred acres already laid out, to the intent a patent may be granted unto the ſaid Mr *Hampton* and his ſucceſſors for the land ꝓvided the ſaid ſurvey do not infringe the right of any other ꝑſon [29]

9th *Dec*

[28] Book in genl court office marked No 1. 1639 to 1642
[29] *Id.* 308

9th *Dec* 1640

Whereas many controverſies do daily ariſe between the ℔iſhioners and miniſters throughout the colony concerning the payment of their duties to the ſaid miniſters, the Court intervening to rectify ſuch diſorder *do hereby declare and* ꝑnounce that all ℔iſhioners ſhall pay unto their ſeveral miniſters their tythes and duties according to an act of aſſembly in that caſe ꝑvided *viz* one buſhel of corn and ten pounds of tobacco ℔ poll for every tithable ℔ſon to the ſaid miniſters and one peck of corn ℔ poll for every tithable ℔ſon to the clarkes and ſextons and the ſaid miniſters are to allow unto their clarkes and ſextons a ꝑportionable ſatisfaction in tobacco according-to the act.[30]

12th of *Dec* 1640

Whereas by the laſt grand aſſembly there was an overplus of twenty pounds of tobacco ℔ poll allowed over and above the 160 pounds ℔ poll thereby to ſupport and defray public duties and charges whereof the 20 pounds ℔ poll for every tithable ℔ſon is diſpoſed of by the ſaid aſſembly *viz* to the miniſters ten pounds ℔ poll which we conceive according to former act of aſſembly is to be collected by the church wardens of every ℔iſh reſpectively and the other 10 pounds ℔ poll in the ſaid act expreſſed is diſpoſed to other public uſes as by the ſaid act and to be collected by the ſeveral ſheriffs but the 20 pounds ℔ poll for untithable ℔ſons is left undiſpoſed of by the ſaid aſſembly nor ordered by them to be collected: *It is therefore ordered* that the ſaid overplus of 20 pounds ℔ poll for every untithable ℔ſon which is given up in the liſt to be planted for ſhall be collected and levied by the ſeveral ſheriffs of every county and be reſerved and depoſited in their cuſtody, to be diſpoſed of by the next grand aſſembly to ſuch uſes as they ſhall appoint and in caſe that any ℔ſon ſhall not make payment thereof according to the true intent of this order, it ſhall be lawful [**23**] for the ſheriffs of each county to diſtrain as they have been enabled and authorized in caſe of former public levies [31]

14 *Octo* 1640

Whereas it appears that *Francis Morgan* (*que Moryſon*) high ſheriff of the county of *Charles river* being appointed to collect and receive the levy belonging to Mr *George Sandys* (agent for the country) given unto him by the laſt grand aſſembly: And *whereas* it appeareth that by the neglect of thoſe that were employed by the ſaid *M* to receive the ſame (eſpecially by the neglect of *Samuel Walkeys* his then under ſheriff) that the ſaid tobacco was ſo much damnified as great ℔t thereof was altogether unmerchantable only by ſuch neglect and ignoranc of the receiver thereof, *the court hath therefore ordered* that the ſaid Mr *M* ſhall forthwith ſatisfy unto the ſaid Mr *Sandys* or his aſſigns the full quantity of 4,102 pounds of regulated tobacco being good and merchantable and that the ſaid *M* ſhall have his remedy againſt all receivers, his ſaid under ſheriffs or other ℔ſons who were employed in receiving the ſame and by whoſe means the tobacco was damnified and that the ſaid *M* ſhall have power to make the beſt advantage to his beſt uſe of ſaid tobacco as yet remaining unſtripped in whoſe hands ſoever the ſaid tobacco remaineth [32]

29th *April* 1640

Whereas divers have been delinquent in paying the country levies until the time for receiving of tobacco was too far ſpent: And *whereas* divers have paid their tobacco unſtript, *the court doth therefore order* that all ſuch ℔ſon or ℔ſons for ſuch tobacco as he ſhall pay unſtript, he or they ſhall allow 30 in a hundred being unſtript and forbearance after the rate of 8 ℔ *cent* for the year [33]

19 *Octo* 1640

Upon the motion of *Roger Wingate* Eſq his majeſty's treaſurer for *Virginia* to have the ſheriffs to collect and receive his majeſty's rents, *the court doth therefore think fit to order*

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[30] *Id.* 379
[31] *Id.* p 388, 9
[32] *Id* 316, 17
[33] *Id* 535 [The number is ſo given by Mr. *Robinſon*. It is manifeſtly erroneous.—Editor.]

order and appoint that the ſaid ſeveral ſheriffs of the ſeveral counties do accordingly gather and levy his majeſty's rents as aforeſaid according to the act of aſſembly, they the ſaid ſheriffs having firſt notice and directions from the ſaid treaſurer or his aſſigns and that the ſaid ſheriffs ſhall have power to diſtrain upon the goods of ſuch ꝑſons refuſing to ſatisfy the ſame the ſaid Mr *Wingate* allowing unto the ſaid ſheriffs reaſonable recompenſe for ſuch their pains: ꝓvided they gave a true account thereof to the ſaid treaſurer or his aſſigns at every next enſuing quarter court [34]

19th *Octo* 1640

Upon the petition of *George Read* gent repreſented to the board for and on behalf of Mr *Richard Kemp* Secretary of State for this colony that they would be pleaſed to ſettle and confirm ſome order for the ſaid ſecretary or his deputy might receive the fees belonging and due to the place of ſecretary or the clerks belonging to the office in regard the inhabitants of the colony from whence any fees are due may ſeem ſcrupulous in the payment thereof in tobacco by reaſon of the late aſſembly having ſet a price thereon: And *whereas* we find that for the moſt ꝑt the ſaid fees have grown due before the laſt aſſembly and formerly rated to be paid in [**24**] money which here cannot be expected in regard the principal commodity in the country is tobacco, *the court hath therefore thought fit and accordingly ordered* that all fees whatſoever either belonging to the ſaid ſecretary, his deputy, the clarke of the ſaid office, ſheriffs or the inferior clarkes of the monthly courts be paid unto them and every of them at the rate of 40 pounds of tobacco ꝑ *cent* ſtripped and ſmoothed according to act: And the ſheriff of every county is hereby required according to an act of aſſembly in that caſe ꝓvided to be careful in collecting and gathering in the fees belonging to the ſaid office and place of ſecretary and the clarkes thereof: And whoſoever ſhall refuſe to ſatisfy and pay the ſaid fees or any ꝑt thereof that the ſaid ſheriffs ſhall hereby have power to diſtrain upon his or their goods ſo refuſing to ſatisfy the ſame as aforeſaid [35]

1ſt *Auguſt* 1640

Captain *William Claiborne* Eſqr one of the council of *Virginia* formerly in the beginning of *May* laſt ꝓſented to the Court a petition to his majeſty about the erection of an office for the keeping of the colony ſeal which petition had in *England* been referred by his majeſty to the ſub-miniſters for foreign plantations and upon their report to his majeſty and recommendation of the petitioner and the conveniency of his ſuit was again referred by his majeſty to the governor and council: And *whereas* Mr *Richard Kemp* was then required to attend the anſwering thereof yet did notwithſtanding ꝓſently depart the colony, the court now taking the ſaid petition into conſideration do find that the eſtabliſhing of ſuch an office hath and is neceſſary in this colony [36] eſpecially ſince the growth thereof by which buſineſſes have been multiplied that from the infancy of the plantations have continued as involved in the ſecretary's place and ſo at length ꝓved inconvenient to the inhabitants and diſcommodious for the ſervice, all offices here paſſing under the hand of one man which elſewhere are executed by many: Therefore in obedience to his majeſty's pleaſure expreſſed in his gracious reference to the board, it is by them thought fit that the ſaid Mr *Claiborne* ſhall be admitted to the ſaid office of keeping of the colony ſeal and that there ſhall belong to the ſaid office, the ſealing of all patents, charters, grants and commiſſions and whatever elſe hath been uſual here to be appointed to paſs the great ſeal and to be inrolled in the office after they have been inrolled in the ſecretary's office when they paſs the ſignet under the governor and council and ꝓcedents in the way of chancery; that the filing of all petitions and anſwers and interrogatories as alſo the making out and ſealing of all ſubpoenas either *ad reſpondendum* or *ad teſtificandum* and all other writs iſſuing as out of chancery ſhall belong to this office: and *whereas* it is conceived that great eaſe and benefit ſhall hereby ariſe to the colony, therefore

[34] *Id* 336,7.
[35] *Id* 337, 8.
[36] See order in *Panton's* caſe *ante* p

therefore that no ꝑtence may be made of burthening [25] the inhabitants, *it is ordered* that the appointing of the fees belonging to this office for the ſeveral ꝑticulars aforeſaid ſhall be referred to the general aſſembly. It is not thereby intended to ꝓjudice the ſecretary's office in any thing that may be thought ꝓperly to belong unto it. And that a large ꝓportion and employment yet remains to it, let theſe ſeveral offices with all the ꝓfits coming thereby be conſidered of.

Firſt, the anſwering and writing of all letters directed to or ſent from the governor and council

2dly All things which paſs the governor's hand or the ſignet and the recording of them in which is included a multiplicity of buſineſs as patents, commiſſions, charters, freedoms, extraordinary warrants ſome of which are after to be enrolled again and paſs the great ſeal

3dly Papers for all ꝑſons departing the colony

4rly Licenſes to trade; to hunt wild hogs; to go aboard ſhips &c

5thly. ꝓbats of wills, adminiſtrations, recording wills, inventories, accounts, licenses for marriages and all things belonging to the ꝓrogative court which includes much buſineſs and great ꝓfit.

6thly all expreſs and writs and all buſineſs for trials by common law, all theſe judgments, orders of court, fines, alienations, ſearch of record, copy of all theſe.

7thly. All things that ꝑtain to the admiralty [37]

Feb 20. 1640 or 1641

The court hath ordered that all thoſe who have been or ſhall be appointed to be commiſſioners for any of the ſeveral counties within the colony and ſhall afterwards remove their habitations and reſidences out of the county wherein he or they have been or ſhall be appointed commiſſioners as aforeſaid, that then he or they ſo removing ſhall neither act in commiſſion for the ſaid county from whence he is removed nor be accounted for any of the ſaid commiſſioners [38]

Feb. 20, 1640 or 41

The court hath ordered in regard of the remote diſtance of *Accomack* from the court at *James city* that the commander and commiſſioners there ſhall have power to determine all cauſes between the inhabitants of the county not exceeding the ſum of twenty pounds *ſterling* or four hundred pounds of tobacco ꝓvided that *Argall Yeardly* and *Nathaniel Littleton* Eſquires or either of them be ꝓſent thereat [39]

13th *April* 1641

Whereas Captain *John Upton* commander of the county of *Iſle of Wight* being to take his voyage for *England* together with Mr *Anthony Jones* one of the commiſſioners of the ſame county hath repreſented to the board in the behalf of the county that Mr *Peter Knight* and Mr *James Tuke* might be added to the commiſſion of the ſaid county for the better ſtrengthening-thereof and that Mr *Joſeph Salmon* might execute and exerciſe the place of commander in the ſaid Captain *Upton*'s abſence, *the court hath therefore ordered* that the ſaid Mr *Knight* and Mr *Tuke* ſhall be added to the ſame commiſſion as youngeſt commiſſioners and that the ſaid Captain *Upton* ſhall hereby have power to depute the ſaid Mr *Salmon* to exerciſe the place of commander in his abſence as aforeſaid.[40]

[26] *April* 7, 1641

Whereas Captain *Richard Morriſon* captain of his majeſty's fort at *point comfort* hath petitioned the board that he might have liberty to take his voyage for *England* in regard of many and important occaſions there requiring him as alſo in reſpect that the ſaid captain is ſubject to ſickneſs for which he intendeth to ſeek better means and remedy than

[37] Book in Genl Ct office marked No. 1. 1639 to 1642 p 352, 3
[38] *Id* 453
[39] *Id* 453
[40] *Id.* 498

than can be here obtained and in regard that the ſaid captain leaveth behind him a ſufficient deputy to execute his ſaid place which his commiſſion gives him power to do as alſo hath p̄miſed to return back by the firſt ſhip for which Mr *Robert Morriſon* brother of the ſaid captain engaged himſelf, *the court hath therefore accordingly ordered* that the ſaid captain ſhall have his licenſe granted him to take his voyage for *England* as aforeſaid.[41]

[27] *June* 3. 1640

Whereas it appeareth that *William Chittwood* bought of *Stephen Gill* one maid ſervant by the name *Elizabeth Williams* with intent to marry the ſaid ſervant, the bans of matrimony being thrice asked between the ſaid p̄ties and *foraſmuch as* the ſaid *Chittwood* hath diſhoneſtly gone about to forſake the ſaid maid with whom he was ſo contracted with an intent to reconfine the ſaid *Elizabeth* to longer ſervitude which the court taking into conſideration as a matter ſolely violating the faith and honeſty of the ſaid *Chittwood* and likewiſe tending to the much damage of the ſaid *Elizabeth doth order and adjudge* that the ſaid *Chittwood* ſhall within ten days conſumate matrimony with the ſaid *Elizabeth Williams* or elſe that the ſaid *Elizabeth* ſhall be free from the ſaid *Chittwood* giving unto him 500 pounds of tobacco for her freedom.[42]

21 *June* 1640

Whereas it appeareth to the court that *Thomas Bates* ſervant unto *William Beard* hath uſed the company of the ſaid *Beard*'s wife in the night ſcandalouſly and unlawfully: And *whereas* his ſaid maſter hath ſworn the peace againſt the ſaid *Bates*, *it is therefore ordered* that the ſaid *Bates* ſhall at two of the clock in the afternoon, at the moſt public place in *James city* receive 30 ſtripes at the whipping poſt and ſhall ſtand bound to the peace for his good bearing and further for his ſaid offence as an example to deter others from the like grand enormity ſhall after his time of ſervice expired with his ſaid maſter ſerve the colony for the ſpace of two years unleſs his behavior ſhall in the interim deſerve better: And further *whereas* the ſaid *Beard* hath complained againſt the lewd and idle life of his ſaid wife which the court taking into conſideration and having intelligence that his wife is great with child and therefore not without danger to receive corporal puniſhment, *doth reſpite* her puniſhment until further order from this Court [43]

June 4. 1640.

Upon the petition of *Thomas Phillips whereas* he complaineth to the Court that much of his eſtate is diſpoſed of and embezzled to ſiniſter purpoſes by his wife in his abſence and that p̄t of the ſaid eſtate is in poſſeſſion of *Stephen Hamblen*, *John* . . . and *Nicholas Coming*, *the court hath ordered* that a warrant ſhall iſſue out againſt the p̄ties at the ſuit of the ſaid *Phillips* and that he ſhall hereby have [28] power with the aſſiſtance of a conſtable to ſearch all ſaid houſes as he juſtly ſuſpects wherein any of his ſaid goods may be found and that the ſaid goods ſo found ſhall be ſeized on and remain in the cuſtody of ſuch officer as ſhall be employed in the ſaid ſearch until the ſaid *Phillips* ſhall make appear that ſaid goods do of right belong unto him.[44]

15 *Octo* 1640.

Whereas it appeareth to the court by ſeveral depoſitions that Captain *Thomas Herrick* hath abuſed Mrs *Sely* by calling her ſcold and other unbecoming language, *the court hath therefore ordered* that the ſaid Captain *Herrick* ſhall in the open court now holden at *James city* make public acknowledgment of his offence to the ſaid Mrs *Sely* or to remain priſoner in the cuſtody of the ſheriff of *James city* until he p̄form the ſame and that all other differences between the ſaid Captain *Herrick* and Mrs *Thomas Sely* be reſpited until the firſt day of the next quarter court [45]

13th of *April*

[41] *Id* 477, 8
[42] Book in Genl Ct office marked No. 1. 1639 to 1642 p 173
[43] *Id.* 188, 9
[44] *Id.* p 176.
[45] *Id* p 320

13th of *April* 1641

Whereas it appeareth to the court by ſeveral depoſitions that *Jane Rookens* hath abuſed and ſcandalized the wife of *George Barker* by calling her a witch which the ſaid *Rookens* doth not remember but denyeth in open court and is ſorry for the ſame offence with which ſhe the ſaid *Barker* was very well ſatisfied, *the court hath therefore ordered* that *William Rookens* huſband of the ſaid *Jane* forthwith pay unto the ſaid *Barker* expenſes and charges of court on this behalf ſuſtained, otherwiſe execution [46]

8 *Octo* 1640.

Whereas it appeareth to the court by ſeveral depoſitions as alſo by the confeſſion of *Stephen Reekes* mariner that he the ſaid *Reekes* hath ſpoken and divulged words of dangerous conſequence concerning the king's moſt excellent majeſty *viz* that his majeſty was at confeſſion with the Lord of *Canterbury* &c, *the court hath therefore ordered* that the ſaid *Reekes* ſhall upon the 9th of this ꝑſent *October* ſtand in the pillory with a paper on his head expreſſing his offence from the hours 9 until 11 in the forenoon and ſhall pay fine to his majeſty of 50 pounds *ſterling* and ſuffer impriſonment during pleaſure [47]

17. *Octo* 1640

Whereas ffrancis Willis hath ſcandalized and in contempt of the ꝑſent government diſabled the judgment of the governor, council, and burgeſſes by ſaying that they made unjuſt laws at the laſt grand aſſembly and that they did things imbeſely [imbicilely] which he would alter, to the great diſparagement of the ſaid aſſembly and further the ſaid *Willis* (being the clerk of the court for the county of *Charles river*) affirmed that the commiſſioners did ſuch unjuſt things there, as that they durſt not ſhew their faces to anſwer at *James city*, all which appeareth by the depoſitions of *Arthur Price*, *John Clarkſon* and *Hercules Bridges:* The court upon a due hearing and examination of the cauſe and finding the ſaid *Willis* to be delinquent in the ꝑmiſes, as a puniſhment for ſo heinous a crime **[29]** and to deter others from the like enormity *do order and cenſure* that the ſaid *Willis* ſhall ſtand at the court door with a paper on his head expreſſing his offenſe, be diſabled for being a clerk or attorney in any court or courts throughout the colony, pay 8 pounds *ſterling* for charges to be equally devided between the informer and witneſſes, pay a fine to his majeſty of 20 pounds *ſterling* and ſuffer impriſonment during the governor's pleaſure [48]

13th *Octo* 1640.

Whereas it appeareth to the court that *Stafford Barlowe* under ſheriff of the county of *Henrico* hath miſbehaved himſelf towards the commiſſioners and ſlandered divers others of good quality in the ſaid county and was therefore at a court there held, cenſured by the ſaid commiſſioners to be whipped thereupon, the ſaid *Barlowe* hath complained to the board againſt the commiſſioners for injuſtice done by them unto him: Now the court upon due examination of the buſineſs on both ſides *do give their opinion* that the ſaid puniſhment was juſtly inflicted on the ſaid *Barlowe* for his ſaid offence [49]

9th *Dec* 1640

Whereas Henry Elſton hath complained to this board againſt Captain *Thomas Harris* commander of the county of *Henrico*, ꝑtending that the ſaid Captain *Harris* had unjuſtly puniſhed him which the court upon examination do find that his miſdemeanor towards the ſaid Captain *Harris* juſtly deſerved much more, he the ſaid *Elſton* having ſung and publiſhed certain libellous writings to the great diſparagement of divers in the ſaid county, *the court hath therefore ordered* that the ſaid *Elſton* ſhall make public acknowledgment of his offence againſt the ſaid Captain *Harris* in the ꝑiſh church of *Henrico* at the time of devine ſervice and ſtand committed until he put in ſecurity for his good behavior [50]

5th *April*

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[46] *Id* p 498
[47] *Id* p. 308. On the 19th of the month, one half of the fine was on the petition of *Reekes* remitted. *Id* p 334.
[48] *Id.* p. 329
[49] *Id* p 315
[50] *Id* p. 378, 9.

5th *April* 1641

Whereas it appeareth to the court by ſeveral depoſitions remaining upon record that *Philip Dyer* maſter of the ſhip *George* did at his coming into the colony paſs by his majeſty's fort of *point comfort* and contrary to the obedience and reſpect to be given to the ſaid fort and contrary to the uſual cuſtom and order did not caſt anchor within command of the ſaid fort and the ſaid captain going on board demanded the duty of the fort which the ſaid *Dyer* under ſundry ꝑtences and delays refuſed to ſatisfy him thereupon being arreſted and by the ſaid captain in his majeſty's name commanded to go aſhore he the ſaid *Dyer* refuſed and with ſcurrilous terms abuſed the ſaid captain, contemning and ſlighting his authority, the court taking the ꝑmiſes into conſideration and to deter others from the like miſdemeanor *do order and cenſure* that [**30**] the ſaid *Philip Dyer* ſhall pay a fine to his majeſty of 15 *ſterling* and to the ſaid captain for the great injury and diſhonor unto him 15 *ſterling* and all charges expended by the ſaid captain in or about the ſame, otherwiſe execution [51]

June 13. 1640

Whereas it appeareth that *Thomas Strowd* was by act of court bearing date at *James city* the 14th of *March* 1638 fined to *Edward Whittakers* in the quantity of 100 pounds of tobacco for defaming him the ſaid *Whittakers* and the ſaid *Strowd* petitioning the board for a rehearing of the ſame, ꝑtending the ſaid fine to be unjuſtly impoſed upon him, the court taking notice thereof and finding that the reaſon that the ſaid *Strowd* was then fined was not by any defamation of him the ſaid *Strowd* againſt the ſaid *Wittakers* but through an ignorant miſtake of *John How* cowkeep to Mr *Secretary Kemp, the court doth therefore order* the ſame *John How* ſhall at the expiration of his time pay unto the ſaid *Whittakers* 200 pounds of tobacco and ſaid *Strowd* ſhall be diſcharged of the ſaid fine and all other charges, ſatisfying unto the ſaid *Whittakers* at the next crop 50 pounds of tobacco [52]

*Oct*o 17. 1640

Whereas Robert Sweat hath begotten with child a negro woman ſervant belonging unto Lieutenant *Sheppard, the court hath therefore ordered* that the ſaid negro woman ſhall be whipt at the whipping poſt and the ſaid *Sweat* ſhall tomorrow in the forenoon do public penance for his offence at *James city* church in the time of devine ſervice according to the laws of *England* in that caſe ꝑvided.[53]

March 31 1641

Whereas it appeareth to the court that *John Graweere* [?] being a negro ſervant unto *William Evans* was ꝑmitted by his ſaid maſter to keep hogs and make the beſt benefit thereof to himſelf ꝑvided that the ſaid *Evans* might have half the increaſe which was accordingly rendered unto him by the ſaid negro and the other half reſerved for his own benefit: And *whereas* the ſaid negro having a young child of a negro woman belonging to Lieut. *Robert Sheppard* which he deſired ſhould be made a chriſtian and be taught and exerciſed in the church of *England*, by reaſon whereof he the ſaid negro did for his ſaid child purchaſe its freedom of Lieut. *Sheppard* with the good liking and conſent of *Tho: Gooman*'s overſeer as by the depoſition of the ſaid *Sheppard* and *Evans* appeareth, *the court hath therefore ordered* that the child ſhall be free from the ſaid *Evans* or his aſſigns and to be and remain at the diſpoſing and education of the ſaid *Graweere* and the child's godfather who undertaketh to ſee it brought up in the chriſtian religion as aforeſaid [54]

[**31**] Mr. *George Menifye* Eſqr this day ꝑſented in the court an indian boy of the county of *Tappahannak* chriſtened and for the time of ten years brought up amongſt the *engliſh* by Captain *William Perry* deceaſed and Mr *George Menifye:* the indian was examined

[51] *Id.* 472
[52] *Id* 199
[53] *Id.* 328
[54] *Id.* 464

examined and found to have been well inſtructed in the principles of religion, taught to read, inſtructed to writing: and *whereas* there hath formerly been given by will, a ſtock of three hundred pounds *ſterling* by *Nicholas ffarrar* late of *London*, merchant, deceaſed, by the indians, whereof 24 pounds *ſterling* was yearly to be paid to any ꝑſons that ſhould bring up three of the indian children, the ſaid Mr *Menifye* for his better ſupportation in the education of the ſaid indian boy deſires certificate from the court of the bringing him up and inſtructing him in chriſtian religion as is ſaid: the governor and council approving and commending the care that hath been uſed towards this youth, *have condeſcended* to the requeſt of the ſaid Mr *Menifye* and have thought good to recommend hereby his ſuit for the allowance of 8 pounds ꝑ *annum* ꝑt of the ſaid 24 pounds towards the maintenance of the ſaid youth and to that purpoſe in teſtimony of the ꝑmiſes have thought good to cauſe the ſeal of the colony to be hereunto affixed. Given at *James city* the tenth day of *June anno domini* 1640.[55]

[32] 23 *June* 1640

Whereas Arthur Price hath complained to this board that he hath lately ſtolen from him by an indian one gun, one pair of breeches, and one ſhirt and the ſaid indian being by him ſuſpected to be the indian formerly living with Mr *Anthony Panton, the court hath therefore ordered* that the ſaid *Arthur Price* ſhall hereby have power to detain in his cuſtody the next indian who ſhall come to his houſe and confeſs himſelf acquanted with ſuch indian who ſtole the ſaid gun, breeches and ſhirt until they be brought back by the indian that ſtole the ſame [56]

12 *Decr* 1640

Whereas certain goods being ſtolen by an indian out of the plantation wherein *John Burton* liveth, whereupon the ſaid *Burton* meeting with another indian and ſuppoſing him to be the ſame who had formerly ſtolen the ſaid goods, the ſaid *Burton* did violently kill the ſaid indian which hath ſince upon due examination ꝓved not the ſame which had ſtolen the goods as aforeſaid whereby much danger may ariſe unto the ſaid *Burton* or ſome other of our nation in revenge of the death of the ſaid indian ſo killed by the ſaid *Burton: The court hath therefore ordered* that the ſaid *Burton* ſhall remove his habitation out of this county wherein he now liveth and pay a fine to his majeſty of 20 pounds *ſterling* and to ſtand committed until he put in ſecurity for his good behavior [57]

14 *Dec* 1640

Whereas John Burton was upon *Saturday* laſt fined in the ſum of 20 pounds *ſterling* to his majeſty for his contempt in killing of an indian for the remiſſion whereof he hath now petitioned to the board and *for as much as* hath likewiſe by ſome of his great men interceded to the board on the ſaid *Burton*'s behalf and have certified that they are ſatisfied concerning the ſame, the court hath therefore remitted his ſaid fine ꝓvided that he enter into recognizance for his good behavior [58]

15 *Dec* 1640

The court hath ordered that a patent ſhall be granted unto the Indians of *Accomack* for 1500 acres of land upon the eaſtermoſt ſhore of the ſeaboard ſide and that a new ſurvey thereof be made at the appointment and diſcretion of Mr *Yeardly* and Mr *Littleton* and that the right of 200 acres there already granted unto *Philip Taylor* be not thereby infringed and after a true ſurvey taken thereof, a patent to be made for the ſaid land for the uſe of the ſaid indians [59]

[33] *Decr*

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[55] Book in genl court office marked No. 1 1639 to 1642 p 202
[56] Book in office of genl ct. marked No. 1. 1639 to 1642 p 200
[57] *Id.* 387
[58] *Id.* 390. [Mr. *Robinſon* has written on the ſide of this paragraph: "perhaps *Opechancanough.*"—Editor.]
[59] *Id.* 391

[33] *Decr* 17 1640

The court hath ordered that whatſoever neat cattle or other ſhall ſtray away from the owner thereof and that the marks thereof being fixed at the court door at *James city* for the ſpace of a quarter court and no lawful claim made thereto that then it ſhall and may be lawful for the governor to make uſe and diſpoſe of the ſame [60]

According to Mr *Hening Sir* ffrancis Wyatt *continued governor till* ffebruary 1641 *and then came Sir* William Berkeley *in governor.*[61] It has however already been ſtated that Sir *ffrancis Wyatt* was ſitting in court as governor as late as the 15th of *April* 1641 [62] and there is a grant by him as governor bearing date the 23d of that month [63] But in addition we have p̄ceedings of the quarter court at *James City* in *December* 1641 and in *January* and *ffebruary* following, at which he was p̄ſent. The lateſt day of *ffebruary* on which he is entered as p̄ſent is the third. Genl Ct. orders No. 2 p 1 to 36

The following orders were entered during this period

No: 2

p 4, 5 in relation to *John Wifeman*, caſe of ſlander
5 in relation to letters of adminiſtration
8 about *Accomack* tythes alſo p 30
14 ſavages to do penance &c (p̄tly copied)
15 *Lawrence v Bond* for ſlander of wife
22 Aſſembly to be ſummoned for 10th of *January* 1641/2
25 Commiſſions to trade
26 *Richard Lee* made clerk of the Council
27 Aſſembly to be ſummoned for 15th of *March* 1641/2
27, 28 Commiſſioners, captains &c to continue in force till further order
28 Upon the death of *Roger Wingate, Richard Morriſon* elected to the council. Various other councillors ſworn.
29 Governor to ſign patents without waiting for new treaſurer
30, 31 Judgment for defaming the governor
35 Commiſſioners added for *Accomack* & *Charles City*

[75] In a Roll N° 10.

1 The 9th *July* 1630. Doctor *John Pott* late Govr Indicted arr. & found guilty of ſtealing cattle. 13 Jurors 3 whereof Councilors. This day wholly ſpent in pleading. next day in unneceſſary diſputation *Pott* endeavouring to p̄ve mr *Kingſmill* one of the witneſſes agt him a hypocrite by a ſtory of *Guſman* of *Alfrack* the Rogue. In regard to his quality & practice Judgt reſpited till the K's. pleaſure known & all the Council became his Security.

July 13. 1630. *Wm Mathews* Servt to *Hen Booth* Indicted arr. & found guilty of petit trea: by 14 Jurors Judgt to be drawn & hanged.

Sept. 14. 1630 Capt. *Mathews* to have ſole trade in the bay a year for building ye fort at *pt. Comfort* & after that the Govr and Council to have ye benefit thereof.

2 170 men levied to go & Search Silver mines. for ſcandalous Speeches agt Govr & Council *Daniel Cugley* Sentenced to be pillory'd but was forgiven.

3 *Sept.* 17. 1630 *Hugh Davis* to be ſoundly whipt before an aſſembly of negroes & others for abuſing himſelf to the diſhonr of God and ſhame of Christianity by defiling his body in lying with a negro. wch fault he is to actk. next *ſabbath* day.

8ber 8. 1630 Capt *Jn° Weſt* & Capt. *John Utie* ſeat *Chiskiaak* on *pamunky* River & have 600 acres a piece for it.

4

[60] *Id* 396
[61] 1 *Hen. Stat.* p 4
[62] *Ante* p
[63] Genl court deed book No. 1

4 *Dec.* 16. 1631 Becaufe *Edw. Grymes* lay with *Alice Weft* he gives fecur not to marry any wom. till further ordr from the Govr & Council.

Decr 7. 1630 Qter Court levy 100 000lb Tobo on tytha ℔ſons for ye fort at *pt Comfort* and apptt Comrs of ye peace.

ffeb. 23, 1630 ℔jury puniſhed by pillory & loſs of ears.

5 *ffeb.* 24. order to ꝑceed in the ſalt work at *Accomack.*

March 12. 1630 Land given to undertakers ſaw mills.

[**76**] *Apl* 26. 1631 An Inqſt on the body of *Wm Stogdill* found *felo de ſe.*

6 *March* 25. 1630 *Tho Tindall* to be pillory'd 2 hours for giving my Ld *Baltemore* the lye & threatening to knock him down

Apl 27. 1630 A fine of a houſe and garden ackd

8ber 6. 1631 Ordrs of Court under Signett. Three men layd neck & heels during divine Service for nicknaming houſes abuſing men & their wives & night walking & if they do ſo again ſerve Colony 1 year 1ſt time 2 yrs 2d 3 years 3d time & ſo forward

7 6. *8ber* 1631. a Councillor failing to attend Qter Court to be fined 40s. to the Govr The firſt Informer of any ſlanderous reports of Govr or Council were to have ye fine. this day one was whipt & loſt his fine for concealing ſuch ſlander. Henceforward a Court every *Monday* 14 night to be held at *James City,* one Counſellor to be there. All of em to take their turns. Secretaries &c fees being in Tobo when 12d ℔ lb are now altered to money at that rate becauſe Tobo is fallen Secretary to take up for his place 600 acres of Land as near as he can to *James City.*

June 13. 1632 ꝑvoſt Marſhall wth one choſen by Exr or Admr to app. all dead men's eſtates fee 10 ℔ *cent* to be divided.

June 14. Govr to ℔ly with *Chickahominy* Indians. *Wm Gallopin* & *Jane Champion* wife of *Percival Champion* Indicted by Gd Jury for murder & concealing ye death of ye fd *Jane*'s child ſuppoſed to be got by ye fd *Wm* pleaded, found guilty by petty Jury & ſentenced to be hangd *Wm Muſgrave* Indicted for murder found Chance medly by pettit Jury & acquitted paying fees.

[**77**] 30. *7ber* 1632 a peace with *pamunkys* & *Chicka* Indians but a ꝑcl iſſues not to ℔ly wth or truſt them.

9. *Janr* 1632 miſchiefs done by ſaid Indians & every 20th man ſent to ℔ly wth 'em.

8 1. *ffebr* 1632. Two maids got wth child at ſea ordd to be ſent back again.

24. *June* 33. a woman, *Margt Hatch* Indicted for murdering her child pet. Jury find her guilty of manſlaughter ſentenced to be hangd pleads ꝑgnancy & Jury of Matrons find her not ꝑgnant.

31. *Augt* 33 The Govr ſurrenders 500a at *Archers hope* & has in lieu 500 at *powhatans* ſwamp near *Powhatans* tree.

5. *June* 33 Two men ordd to ſerve ye Governor each a month for dealing & ℔ling wth Indians & to give each witneſs againſt them a daies work

9 *Decr* 33 The Compas Govr uſed to grant patents here and after ye Compa confirmed them, and after their diſſolucon The K. confirms all patents made in their time agreeable to their laws

7 *Decr* 33 Minrs dues all put together and equally divided between them Yet Dr *Pott* and mr *Mineſic* having ſent for mr *Ponton* a minr out of *Engld* get exempted from that genl order & 80 tithables made apār for fd *Ponton.*

10 When large tracts of land were peticoned for & the Govr & Council were willing to grant it they uſed to recomend it to the Kings Comn for the affairs of this Colony for confirmation

The Secretary has power to leaſe ye land belonging to his place at *Accomack* for 21 years. 10 *Decr* 1633.

abt this time Secry *Hen. ffinch* turned out

See Roll No 11, page 76

[78] Roll N° 11, *June* 11. 1634

[The date here means ſimply, it is thought, that the Roll began in *June* 1634]

11 7 8^{ber} 1634 *Henry Coleman* Excommunicated for 40 daies for uſing ſcornfull ſpeeches & puting on his hat in Church when according to an ord^{r} of Court he was to ack and ask forgiveneſs for an offence.

7 The Gov^{r} & Com^{rs} of *Maryland* complain of evil practices of Cap^{t} Ll^{m} *Clayborne* with y^{e} Ind^{ns} to y^{e} ſubverſion of both colonies for w^{ch} he is confined at *Ja City* till witneſſes ex^{a} ag^{t} him. *July* 34.

23 This day *viz* 6 *Dec.* 1634 was read the deel from privy Council dated 24 *July* 1634 wherein his M^{tys} pleaſure was ſignified that the like p̄portions of Land ſhould be granted to every freeman of this Colony as was due before the year 1625.

25 The Compl^{t} of *Maryland* Com^{rs} ag^{t} *Clayborn* heard & wit. Ex^{a} & he & the dep^{o} &c ſent to *England* 8. *Dec^{r}* 1634 *Leon Calvert* Gov^{r} of *Maryland*.

30 A Jury ord^{d} in Debt

M^{r} *Rich Kemp* Sec^{r} in *ffeb^{y}* 34.

176 M^{r} *Ponton* abuſes M^{r} *sec^{r} Rich Kemp* by calling him *Jackanapes* & ſaying y^{e} King was miſinformed of him that he was unfit for his place wou'd be ſhortly turn'd out as y^{e} other ſecr^{y} was that he was poor and proud & that he'd preach ag^{t} his pride of a Lock he had tyed up with a ribbon as old as *Pauls*

174 10 *Oct.* 1835 [1635] Sheriffs app. for the ſev^{l} Counties.

Acts in 1634. among w^{h} one is that y^{e} Sec^{r} or his deputy attend his office from 8 to 10 morning & from 2 till 4 evening. except *fundaies* & holy daies

29 *Apl* 1635. Ord^{d} that during vacancy of y^{e} Gov^{r} the sec^{r} ſhould ſign Commiſſions & paſſes & diſcharges for ſhips and manage y^{e} affairs of the Indians

An aſſembly to be called to receive compl^{ts} ag^{ſt} S^{r} *Jno. Harvey* on y^{e} pet. of many inhabitants to meet 7 *May*

[79] On 28 *apl.* 1635 S^{r} *Jno Harvey* thruſt out of his Govrn^{t} & Cap^{t} *Jno. Weſt* acts as Gov^{r} till the Kings pleaſure known

12 In 1634. The Country divided into 8 ſhires w^{ch} are to be governed as the ſhires in *Engl^{d}* the names of y^{e} ſhires are *James City, Hen^{co} Ch^{a} City, Eliz City, Warwick River, Waroſquoyacke, Cha. River* & *Accomack*. And Lieutenants to be app. y^{e} ſame as in *Engl^{d}* & in a more eſpecial manner to take care of y^{e} warr ag^{t} Indians. And as in *Engl^{d}* Sheriffs ſhall be elected to have y^{e} ſame power as there and Serjeants & bailiffs where need requires.

13 Com^{rs} inſtead of 5^{l} cauſes may determine 10^{l} cauſes and one of y^{e} Council to have notice to attend & aſſiſt in each Court of ſhire. Com^{rs} appointed,

L^{d} *Baltemore* ſends ord^{s} to Cap^{t}. *Clayborn* to quit this Colony & come to his y^{e} L^{ds} plant^{n} to wh. he belongs The op^{n} of the Council ag^{t} it My L^{ds} Pat^{ent} now in diſpute in *Engl^{d}*

Roger Delk outlawed for Debt & a *Cap. ut log* [*Capias utlagatum*] to iſs.

Randolph Ms

King *Charles* the 1^{ſt} on 16 *June* in his 14th year gives the governor & council all fines and amercements . . .

[Book No. 12]

[82] 14 Lere of Adm̄on ſigned by Gov^{r} *Wyatt* on Ord^{d} *Cur.*

21 The p̄clamac̄on about Tob^{o} meñcoñd in 3^{d} act made in 1639.

30 The Kings Ler commanding aſſiſtance to *Henry* Lord *Maltravers* in ſeating *Carolina* to whom it was granted

34 Sir *John Zouch* & his ſon began upon an iron work w^{ch} came to nothing their p̄tners failing them

A Biſhop Court grants adm̄on *Cum Teſtameto* of Sir *John Zouchs* will.

83. 37 Q. Court held at *James City* 8 *apl* 40. fee 11th act, 1639. A Judgmt according to the 8th Act 1639.

[83] 38. A Bull valued ℔ *Cur* to 700 Tobo a 3d ℔ lb a judgmt acc. to the 2d act 1639. Execucon could not be iffd till after 10 daies

39. Damages & Cofts upon a non fuit 80l Tobo

89. 40 *Antho Pantony* [*Panton*] Clk in 38 when *Harvey* Govr being Banifhed in *Apl* 1640 *Cur* receive an order to fufpend the fentence from the privie Council.

Sevl admons granted.

41 At Capt *Wm Hawleys* motion (he was Dep Govr of *Carolina*) an order made in favour of my Lord *Maltravers* ꝑpriet^{r} of that Colony.

A midwife admrd. an oath to a ꝑgnt womn & ye child born in marriage adjd an other mans.

44 Sir *Jno. Harvey* Knt late Govr is now Councilor and has been a great while.

54 A Sherif accots and a *quietus eft* granted him.

47 Satisfacion of a Judgt ackd

A Grand Jury retd an Indictmt for murder *Ignors* and ye prifonr after ꝑcl acquitted & cleared.

48. 62. An Appl from monthly to Qter Court.

Admon revoked on ꝑducing a ꝑbate granted in *Engd*

Sr *Jno. Harvey* being in debt the Court ordd that all his land be fold to pay his debts but he is to have his life in it. And fo is his ℔fonal eftate to be fold excepting fome Stock & furniture for his Subfiftance.

49 A pettit jury for murder 24 men, for felony but 12. both not guilty difchd by ꝑclamn Runaways whipt.

50 for dealing wth fervants punifhmt 1mo Impriſmt & 4 times value Special

[84] 51 bail given Caufes referd by Qter to Monthly Court to determe *Nihil Dicit definitivo*[*e*] A Burgefs is allowed his neceffary expences & monthly Court ordd to levy it acc. to act. A Jury ordd in a cauſe abt Land *Apl.* 1640.

52 phifitians accot & funeral exp. ꝑferred to all other debts Judgmt of affetts by conſent ℔ties a judgt in Ld cauſe without a Jury ref to auditors report to be made to Court.

53 ref to Mo *Cur.* to report to Qter Court ref to Arbitrators by conſent

54 An erroneous Judjt (as adjudged) given by Comrs of Mo Court for wch the Comrs are fined. A man dangerouſly hurt another and impriſoned till he ℔fectly recovered.

59 Geefe 20 S. *Sterl.* apeice

61 The court gives leave to tranſp. Tobo by way of *N. Engld* but fecur. to be given not to unlade anywhere but at *London* acc. ordd privy Council.

62 Bond to be given to ſtand to award of ye Court

66 a ꝑbate and an admicon ſigned by Govr *Wyatt*

72 *Tho. Stegg* fined 50l *fters* & is to be Impriſoned during Govr pleaſure for aiding & aſſiſting Secr *Kempe* to go out of ye Country without Licenſe & furniſhing him with money in *Engld* becauſe it endangered the records ſome of wch he had carried with him and becauſe he was gone in contempt of ye Goverm^{t} in having refuſed to anſwr *Pantons* Complt pag. 172, 1/2 remitted.

73 8 ℔ *Cent* accord. to act of Aſs. allowed ꝑ forbearance by the Court. Judgmt that a man ſhall conſumate matrimony with his maid or ſhee is to be free on paying him 500l Tobo. banns having been pubd

[85] 75 a Juryman ſumnd & not appes fined 10s to ye other Jurors

79 Capt *Wm Clayborns* grant for Land at *Candaungack* on *Pamunky* Rivr where ye *Engliſh* under his Comd firſt landd and fought ye Indians & cut down their corn *Anno.* 1629.

80 Adultery puniſhed by ye Court. The Govr appoints Sherifs

82 *Loyds* eſtate ſequeſtered for Debt

83 Recommended to Gov^{r} & Council by priv. Council to grant to *Edm^{d} Dawber* who married S^{r} *Thomas Gates*'s Daught^{r} 8000 acres, half of w^{ch} is to be free of Quit rents. *Gates* was formly Gov^{r} here.

84 *Nich^{o} ffarrar* merch^{t} in *London* by his will gave a Stock of 300^{l} *fterl^{g}* the Intereft whereof was to be p^{d} to fuch as would bring up 3 Indian children in learning & *Chriftianity*

130 *Steph. Reekes* put in pillory 2 hours with a pãp. on his head expreffing his offence, fined 50^{l} *Sterl^{g}* & Impriſoned during pleaſure for ſaying that his matie was at confeſſion with y^{e} Lord of *Canterbury* &c

137 *Rob^{t} Sweet* to do penance in Ch. acc. to Lawes of *England* for getting a negro woman wth child and the woman whipt Jury in accõn of ſlander *ffra. Willis* Clk: of *Cha. River* Court turned out of his place & fined for ſpeaking ag^{t} y^{e} laws of laſt Aſſembly & p̃ſons concerned in making them

138 Induction to a benefice ſomething ab^{t} it.

139 Sec^{rys} fees formly in money to be p^{d} in Tob^{o} as alſo the fees of his Dep. Clks. of his office ſherifs or the inferior Clerks of y^{e} M^{o} Courts, or diſtreſs to be made

144 Sherifs oath & power The matters belonging to y^{e} Sec^{rys} office & to the great ſeal office (now to be erected) ſeperated.

[86] 147 *Pantons* cauſe again, great blame laid on M^{r} *Sec^{ry} Kemp* who is in *England* & has y^{e} pãps relating to this cauſe, & y^{e} chief cauſe (being not only a Judge but advocate) of y^{e} ſentence of Exilem^{t}

162 *John Burton* fined for killing an Indian & remitted by interceſſion of *Opaſhan-*
163 *kanow* & his great men.

171 An aſſembly to meet 25 *Jan^{y}* 1640.

190 In regard of y^{e} great diſtance of *Accom^{k}* fro. *Ja: City* Com^{rs} there impowered to try all cauſes there not exceeding 20^{l} *fterl^{g}* or 400^{l} Tob^{o} A fine ack^{d} before Gov^{r} & 3 Council^{er} for L^{d} in *Eſſex*.

200 *Clayborn* in *England*

210 A difference *int* Gov^{r} & Sec^{y} ended by conſent Sec̃y and attorneys

Book No. 43

[102] A Comiſſion to *Nath Baſs* with 3 others to try all cauſes in a plantac̃on except capital offences.

None to go abroad but in p̃ties nor to go to work without a continual watch to be kept at night through the whole Colony not to ſpend powder in drinking by p̃cl 26. *Aug^{t}* 1626.

divers Comic̃ons to trade & for Captains

Cap^{t} *Nat. Baſſe* to Ranſom *Engliſhmen* priſoners to the *Nanſemung* Indians.

divers Comic̃ons to go ag^{t} y^{e} Indians in *July* 27.

In *December* 1627 *ffra. Weſt*, Governor.

A p̃cl to be careful of y^{e} Indians the *Eng.* hav^{g} diſcovered their Intenc̃ons to go to warr next ſpring dat. 12 *ap^{l}* 27.

The price of Tob^{o} falling, on the pet of **[103]** advent^{rs} the Court reſolves the people ſhall pay their debts this year and that they will p̃ceed according to Equity and Juſtice & paſs by the Law when too rig^{r}ous 4. *Dec^{r}* 1627.

Another p̃cl not to ſpend powder at meetings drinkings marriages & Entertainmt^{s} &c. becauſe a warr is expected with Ind^{ns} next ſpring as it happened laſt Summer. dat. 30. *Ap^{l}* 1628.

The people making great quantities of Tob^{o} & that bad for want of managm^{t} and neglected the corn by w^{ch} a great Scarcity is occaſioned The Gov^{r} wth y^{e} advice of y^{e} Council & Gen^{l} Aſſembly have order'd a Stint & appointed a way to manage Tob^{o} and to oblige the planting of corn 30. *Ap^{l}* 28

L[d] *Baltemore* & family comes here from his plant[a] at *new found land* the oaths tender'd him w[ch] he refuſed. a Ler thereof to the privie Council, 30 *Nov.* 1629.

Sev[l] *Engliſhmen* being taken priſ[es] by the Indians a peace is to be made till they are del[d] up & y[e] *Engliſh* ſee a fit opportunity to break it and a p̄cl is iſſued to make known that the Indians are not to be taken as friends but care to be taken of them as if enemies in actual warr. 12 *Aug[t]* 1628

John Pott Eſq[r] Gov[r] 20. *March* 1628 ſigns Sev[l] Com[s] for Com̃anders of ſev[l] p̄incts, hund[ds] & necks & for monthly Courts in Sev[l]. places according to order of Court dated 7 *March* 1628 in which any 3 of the Com[rs] (*Quorum Unus*) have power to determine ſuits under 100[l] Tob[o] or y[e] value and they are to keep the peace & p̄clamac̃ons & puniſh breach thereof by fine or otherwiſe (except life & member) p̄viſe p̄ties may app[l] to the court at *Ja. City* held by the Gov[r] & Council and they y[e] f[d] Com[rs] are to keep records of all Judgmt[s] [**104**] orders & other matters of moment. And the Comanders of hundred were Conſervators of the peace & had the care of the militia The f[d] Gov[r] alſo ſign[d] Com̃ons to trade with the Indians in the bay & Rivers and the Com[r] had power to puniſh his men according to the laws of y[e] Sea life excepted.

In *July* 1629 (in *Randolph* Ms *Nov[r]* 6, 1629) he gives Com[ns] to go ag[t] Indians according to order of Court 9[th] inſtant & utterly deſtroy them and the Comand[r] has the ſame power in puniſhing &c as the K[gs] Com̃on will give him—Great number of people arrive.

S[r] *John Harvey* Kn[t] Gov[r] ſigns a Com̃on 6 *Mar̃* 1631, to *Nat. Baffe* to trade between 34 & 41 N[o] Lat. & to go to *N. Engl[d] Nova Scotia*, or y[e] *Weſt Indie* Iſlands with Inſtruc̃ons to invite the Inhabitants hither if any ſo inclined eſpecially if thoſe of *N. Engl[d]* diſlike coldneſs of y[e] Climate or barrenneſs of y[e] ſoil to offer them *Delaware* Bay offer corn at 25[s] p̄ barrel or 15[s] if they fetch it & cattle hoggs goats at good rates. And ſev[l] Com[s] to trade to y[e] *Dutch* plant[a] & *Canada*. And alſo Com[s] for Monthly Courts in w[ch] he gives y[e] ſame power as Juſtices of y[e] peace & requires the Com[rs] to p̄ceed according to the Laws of *Engl[d]* all cauſes und[r] 5[l] He ſigns a Com̃ to *Clayborn* to diſcover unknown places

Security to be given when any p̄ſon appealed from M[o] Court

Warr with the Indians continues and a great drought in y[e] Sum̃er 32, occaſions a ſcarcity of corn. Whereupon ſev[l] have Com̃[a] to trade with the Indians for corn dat. 14. *ffeb.* ſame year.

[**105**] Com̃ for Comand[r] of y[e] fort at *p[t] Comfort* to *ffra. Pott* und[r] *Sam[l] Mathews*

Sev[l] Com̃'s to go to warr with y[e] Ind[ns] our irreconcilable enemies in *July* 1634

[107] Copies of Orders of General Court during Period 1664 to 1670

At a General Meeting of the Governor and Council at *James City* 21[ſt] of *June* 1665. p̄ſent: Sir *William Berkeley*, Knt., Governour, &c., *Thomas Ludwell*, Sec'ry, *Richard Bennett*, *George Read*, *Miles Cary*, Col. *Thomas Swann*, *Nathaniel Bacon*, *John Carter*, *Abram Wood*, *Thomas Stegg*, *ffrancis Willis*, *Theodorick Bland*.

Whereas it is by this board thought fit for the better ſecurity both of the ſhips and country that all the ordinance now lying at *Point Comfort* be weighed and loaded on board ſloops and brought up to *James City it is therefore ordered* that Col. *Miles Cary* be empowered to agree with the maſters of ſome ſhips now riding in *James River* to do the ſame and to aſſure them that what he ſhall agree with them for ſhall be certainly paid the next year out of the two ſhillings p̄ hogſhead and the ſaid Col. *Cary* is hereby further impowered either to hire or p̄ſs ſloops and men for the bringing the ſaid guns to town as aforeſaid and what he ſhall agree with them for ſhall be paid out of the public money or tobacco next year.

Whereas his Majeſty out of his princely care for the p̄ſervation of all other his dominions, ſo of this colony of *Virginia* againſt the attemts and invaſions of his moſt unjuſt enemies the *Dutch* now at war with him and his ſubjects did on the 27[th] of *January* 1664 direct his royal commands to the Governour of this his ſaid colony for the puting the ſaid colony into the beſt poſture of defence he poſſibly could againſt the enemies

aforeſaid

aforefaid and to uſe his beſt endeavours for the defence and ſecurity of all thoſe ſhips that trade into this colony during their ſtay here, Which ſaid royal commands coming to the Governour's hands on the third of *June* 1665 he in obedience thereunto ſummoned the council to meet him at *James City* the 20th of the ſame month there to [**108**] adviſe and conſider of the beſt way of ſecuring the ſaid colony and ſhips trading thereunto and the ſaid council above mentioned attending him at the day aforefaid upon a ſerious debate and conſideration of all the ꝑticulars in his ſaid Majeſties moſt royal and gracious commands have in obedience thereunto ordered and *do hereby order and command* all colonels of regiments within this colony forthwith to draw their regiments together at their reſpective uſual places and there to ſurvey their arms and if any are unfixed to command them ſpeedily to be fixed and all ſmiths are hereby required forthwith to fix all ſuch arms as ſhall be brought unto them any other work in their hands notwithſtanding and to do the ſaid work at ſuch reaſonable rates as the courts held in the reſpective counties ſhall judge fit. *And it is further ordered* that alſo the ſaid colonels with all their inferior officers ſhall ſtand and remain ready to march and obey any other order from the Governour at two days warning and for the better ſecurity of the ſhips aforeſaid *it is ordered* that all the ſaid ſhips ſhall ride in four places *Viz*t at *James City* in *James river* on the ſouth ſide over againſt *Tyndall's point* in *York* river in *Rappahannock* river in a place as ſhall be judged fit by the council and juſtices inhabiting that river and on the eaſtern ſhore at *Pungoteague* ſuch places as the juſtices there ſhall think fit and that they ride with haſers on the ſhore ready to hale on ſhore upon any approaching danger and *it is further ordered* that there be ten men out of every county's company choſen and ſent with tools and neceſſary p̄viſions to be paid for by the public to the ſaid reſpective places of riding there to build a platform for battery and lines for ſmall ſhott to defend the ſaid ſhips and to begin the ſaid work on the tenth of *September* next and to finiſh it according to ſuch directions as they ſhall receive from the Governour and with all poſſible ſpeed and becauſe we have not ordinance and ammunition of our own *it is ordered* that the Governour be deſired to repreſent that our want to his majeſty and moſt humbly to beſeech him either to ſupply us out of his own ſtors with ordinance or to give us power to take two out of every ſhip to furniſh our ſaid batterys either to be returned to them at their departure or elſe to be paid for out of the two ſhillings ꝑ hogſhead and *it is further* [**109**] *ordered* for the better ſupply of our magazine that the auditor ſend for two hundred pounds worth of powder and ſhott, *viz*t caliver and piſtoll bullets and high ſwan ſhott to be brought in by the firſt ſhips and laſtly *it is ordered* that all the ordinance that lies at *Point Comfort* be weighed and brought up to *James City* with all poſſible ſpeed at the public charge.

19th *October*, 1665.

The Honourable Governor &c. Secretary, Col. *Smith*, Mr *Bland*, Col. *Bacon*, Col. *Cary*, Col. *Stegg*.

Captain *William Whiting* commander of an *engliſh* ſhip at his arrival in this country was accuſed for piracy and then committed to the ſheriff's cuſtody at *James City* where he has remained and now brought to tryal where it evidently appears that the ſaid *Whiting* did take and rob a ſhip belonging to his majeſty of *Spain* now in a league with and friendſhip with his ſacred majeſty of *England it is therefore ordered* that the ſaid *Whiteing* be ſent for *England* priſoner on the firſt ſhip that ſhall go thither out of this country to anſwer his accuſation in the court of Admiralty there and that in the meantime the ſaid ſheriff of *James City* ſecure the ꝑſon of the ſaid *Whiteing* and that the ſhip *Whiteing* came into this country with now riding ſeized in his majeſties name in *Elizabeth* river there remain until further order and *it is further ordered* that all the indians the ſaid *Whiteing* brought in being taken in the ſaid *ſpaniſh* ſhip being hereby declared free indians and accordingly to have their liberties.

[**110**]

[110] At a General Court held at *James City* the 28th of *March* 1666. ꝑſent: Sir *William Berkeley*, Knt: Governor &c., *Thomas Ludwell*, Sec., *Thomas Swann*, *George Reade*, *Nathanial Bacon*, Maj Gen. *Smith*, *Thomas Stegg*, *Auguſtine Warner*, *ffrancis Willis*, *Miles Cary*.

Whereas his Sacred Majeſty did by his Royal Letters dated the 15th of *November* 1665 amongſt other things command that for their mutual ſecurity no ſhips trading into this country ſhould depart from hence until the firſt of *April* next, and then to go in one fleet under the command of an admiral and other officers required for the conduct of a fleet to be appointed by the governor of this place and *whereas* in all humility we believe from the above mentioned and other ꝑts of the ſaid royal letters that his majeſty out of his Princely care of the welfare and ſafety of all his ſubjects did intend the ſaid reſtriction until the time aforeſaid as a fit means of drawing together a ſufficient number of good ſhips to defend themſelves againſt any enemy that ſhall attack them and *whereas* we find upon diligent enquiry that there will not be both in *Virginia* and *Maryland* at the expiration of the ſaid reaſtriction a ſufficient fleet either for number or force to defend themſelves againſt the violence of one man of war of thirty guns The Governor and council taking the ꝑmiſes into their moſt ſerious conſiderations have thought fit to order and *'tis hereby accordingly ordered* that for the better obtaining the good end aforeſaid no ſhip or ſhips be ꝑmitted to depart this colony until the laſt of *April* and then to obſerve and obey all ſuch orders as are expreſſed in the royal letters but in caſe that by the arrival of the *London* ffleet we have ſuch intelligence either of peace or other ſecurity as may remove our ꝑſent apprehenſions of danger then it ſhall be lawfull after leave obtained from the Governor to depart at or after the 15th of *April*

Whereas his moſt Sacred Majeſty was graciouſly pleaſed by his royal inſtructions dated 12th of *September* in the fourteenth year of his reign and in the year of our Lord God one thouſand ſix hundred ſixty and two to confirm to this his Majeſties Colony of *Virginia* an [111] impoſition of two ſhillings ꝓ hogſhead upon all tobacco exported with command that the moneys raiſed by the ſaid impoſt ſhould be employed for the ſupport of the Government there and for the advancement of manufacture and divers others good deſigns for the advantage of this his majeſties colony and *whereas* this laſt year ſeveral ſhips together with their loading have been taken on their return home from hence by the *dutch* men of war though none went but in ffleets according to the command of his majeſty and the lords of his moſt Honourable privy council except ſome few who went contrary to expreſs command one of which (*viz*t) *Ruſſell* of *Topham* was taken and *whereas* many of the merchants and freighters upon the ſaid ſhip taken as aforeſaid have deſired a reimburſement of the ſaid impoſt paid for their goods ſo loſt with ſuch limitations as are expreſſed in an act of ꝑliament inſtituted [intituled] *an act for tonnage and poundage* the governor and Council taking the ꝑmiſes into their moſt ſerious conſideration and withall conſidering the ꝑſent great expenſe of this colony occaſioned by building a fort for the neceſſary defence of ſhipping and ꝓviding themſelves againſt any attempt reaſonably to be expected from a foreign enemy and ſuch as are at ꝑſent threatened from our bordering indians confederated with remoter nations and having little elſe by reaſon of the ꝑſent extreme low value of tobacco either to compaſs thoſe good ends or defray the charges aforeſaid beſides the very ſmall revenue raiſed out of the ſaid impoſt of two ſhillings ꝓ hogſhead have thought fit to order and *it is hereby accordingly ordered* that all ſuch repayments to be made upon goods loſt as aforeſaid ſhall be ſuſpended until it ſhall be declared by his majeſty and the lords of his moſt Honourable privy Council whether the ſaid impoſt being ſo ſmall and deſign'd and imployed for ſo many and ſo important ends doth fall within the compaſs and equity of the ſaid *act for tonnage and poundage* or not. And if it ſhall be judged on the affirmative that then whether we ſhall make ſuch repayments according to the ſaid rules in the ſaid act ꝑſcribed or whether conſidering our ꝑſent great and preſſing neceſſities we ſhall have a longer time given us for the ſame to all or any of which deciſions we ſhall pay moſt humble and ready obedience and to all other the commands of that moſt Honourable board.

[112]

[**112**] 29th day

Sir *William Berkeley*, Knt., Governor, &c., *Thomas Ludwell*, fec, Col. *Thomas Swann*, Col. *Carter*, Col. *Bacon*, Major Gen *Smith*, Col. *Cary*, Col. *Willis*, Col. *Beale*.

For the expeditious effecting the building of a fort at *point comfort* according to his majefties command *it is ordered* that the fheriff of *Nanfemond* County prefs forty men who with their ꝑviſion of victuals and tools are to work upon the fort at *Point Comfort* when commanded thereunto thirty men with their ꝑvifions of victuals and tools to the work aforefaid out of *Lower Norfolk* twenty five men with their ꝑvifions of victuals and tools for work aforefaid out of *Warwick* County twenty men with their ꝑvifions of victuals and tools for the work aforefaid out of *Elizabeth City* county and one houfe of forty foot long and twenty foot wide to be built at the fort of *Point Comfort* with all expedition at the public charge and for the accommodation of the men that come to work there.

[**113**] *Whereas* the Right Honourable the Governor did receive a command from the Kings Majefty and the lords of his majefties moft Honourable privy council for the building of one or more forts in convenient places for the fecurity both of this colony and the fhips trading to it from the invadings of the *Dutch* and all other people enemies to his Majefty and his people the Grand Affembly upon communication of the faid royal commands accordingly ordered in obedience to the fame that a fort fhould be built at *James City* as the beft and moft convenient place for the good ends aforefaid and that a levy of one hundred thoufand pounds of tobacco fhould be raifed upon the country for the effecting of the fame and *whereas* our faid Governor hath lately received a more pofitive command dated at *Oxford* the 4th of *November* 1665 and in the feventeenth year of his Majefties reign from his moft Sacred Majefty to build the faid fort at the mouth of *James* River which command although we in all humility do fuppofe to be obtained by the mifinformation of fome ꝑſons whofe ꝑticular intereſts carry them againſt the more publick concernments of this country and the merchants trading hither yet that we may be found rather to pay a ready obedience to all his majefties commands fo we ought rather then to demur to any of them at this diſtance though we know it would have been more for his majefties fervice the fafety of this country and the fhips trading to it to have built it at *James City* where it would have been defended with a fifth ꝑt of the charge being more in the heart of the country and would have been a certain fervice to all fhips and goods under its defence than at *Point Comfort* the only place on the mouth of this river where we conceive it to be of no defence at all becaufe fhips cannot hale on fhore but they will be expofed to the violence of all the winds of three-quarters of the compafs and the place fo remote from all affiſtance that it cannot be defended but by a conſtant garrifon in full pay to the almoft infupportable charge of the counytry we have upon mature and ferious conſideration upon the whole matter ordered and *do hereby accordingly order* that according to his majefties faid royal commands the fort be built at *Point Comfort* and for the fpeedier effecting the fame *it is further ordered* that every fhip now riding in *James* river or which fhall hereafter ride in the fame fhall fpare one carpenter with his ꝑvifions of diet [**114**] and tools to work upon the faid fort according to the directions as they fhall from time to time receive for the fpace of fourteen working days to begin upon demand the country paying the fame wages as they were really fhipped for and fince the faid fort is built for the mutual Security of the fhips and country and the country hath already at a great charge removed the artillery from thence to *James City* where they would willingly they fhould have been mounted for the good ufes aforefaid we think it moft fit and *do accordingly order* that they be removed and carried to the faid *Point Comfort* at the fole and ꝑper coſts of the fhips trading into the faid river and fince it will appear by the above faid order of Affembly that in regard of the ꝑfit they might receive by living near the fort the inhabitants of *James City* county and *Surry* were ordered to give fo much work as might fill up the works with earth it is for the fame reafons *ordered* that the inhabitants of *Warwick*, *Elizabeth*,

Elizabeth, lower and *upper Norfolk* counties do the ſame and *it is further ordered* that for the more expeditious and certain effecting of the ꝑmiſes three or more of the juſtices of each of the above ſaid counties do on the fourth of *March* next meet at the court Houſe of *Nanſemond* and Maj. General *Bennett* is hereby deſired to meet them at the time and place aforeſaid to order a fit ꝑportion of men with axes ſaws and other tools neceſſary for the falling of trees of pine upon the iſland of *Point Comfort* and to order them ꝑviſions at reaſonable rates and the ſaid men to work at twenty pounds of tobacco ꝑ *diem* and that the ſaid men with their neceſſarys be ready upon demand to go to work and laſtly becauſe we judge this buſineſs to be too remote for Capt *William Baffett* to effect *it is ordered* that Mr. *Thomas Cary* do take the ſame into his care and conduct with full power to preſs carts and oxen or any other neceſaries for the ꝑformance of the ſaid work and the maſters or owners of the ſaid carts, oxen or other neceſſarys to be paid by the country at reaſonable rates and Col. *Miles Cary* is hereby deſired to adviſe and aſſiſt his ſon in the ꝑformance of the ſame and that the ſaid *Thomas Cary* have for his care and pains in the ſaid work the ſame reward which was ordered to Capt. *William Baffett* in the caſe he had done the ſame.

At a meeting &c.

Whereas his moſt ſacred Majeſty by his command dated at [**115**] *Oxford* the 4th *November* 1665 in the ſeventeenth year of his reign hath charged and required the right honourable the Governor to convert the duties formerly paid to the Capt of the fort wholly to the building and defence of the ſame *it is hereby ordered* in obedience to the ſaid royal commands that all ſhips trading to this country do pay the ſaid duty in kind as formerly that is in powder and lead or iron ſhot and *it is further ordered* that if any of them have any more powder to ſpare than what will be due from them that they ſell it to the country for what it coſt them with thirty ꝑ *cent* advance upon their firſt charge and that the clerk of the council do ſend copies of this order to all the collectors.

[**116**] At a Meeting at *James City July* the 10th 1666. ꝑſent: Sir *William Berkeley*, Knt, Governor, &c., *Thomas Ludwell*, Sec., Majr Gen'l *Richard Bennett*, Col. *Thomas Swann*, Majr Gen'l *Robert Smith*, Col. *Thomas Stegg*, *Theodorick Bland*, Col. *Miles Cary*, Eſqrs.

Whereas we are informed of the arrival of an enemies man of war who hath already taken two ſhips and may ꝓbably endeavour ſome further ꝓjudice to this his Majeſties colony or the ſhips now in it, *It is therefore ordered* that thoſe twenty men who are now employed about the fort be forthwith armed, and Major *Powell* do command them 'til further order And that the ſaid *Powell* do with all ſpeed bury the ordinance at *Point Comfort* at leaſt four feet deep and having ſo done to be with the ſaid twenty men a guard for the ſaid ordinance to defend them from any attempts which may be made upon them by the enemy and *it is further ordered* that Col. *Yeo* do forthwith put the County of *Elizabeth City* into a ſpeedy poſture of defence and to be ready upon all occaſions to relieve the ſaid guard if they ſhall be oppreſſed with the enemy upon an hours warning and Col. *Cary is hereby ordered* to ſend them powder and ſhott which is to be delivered to Col. *Yeo* who is to manage it to the beſt advantage for the countries ſervice and to give an account of the expence of it and *it is further ordered* for the eaſe of the ſaid Majr *Powell* that Col. *Yeo* with the like number of men do relieve the ſaid *Powell* and ſo ſucceſſively each other.

Whereas the inhabitants of his Majeſties colony have ſeveral times in theſe four years laſt paſſed been barbarouſly murdered by the indians and contrary to ſeveral articles of peace concluded on between us and them and *whereas* we have frequently demanded ſatisfaction from them for their ſeveral breaches of the ſaid peace but hitherto without ſuch effect as we might in juſtice expect *It is therefore ordered* for revenge of the former and for the ꝓvention of future miſcheifs that the towns of *Monzation, Nanzimond* and *Port Tobacco* with the whole nation of the *Doegs* and *Potomacks* be forthwith ꝓſecuted with war to their utter deſtruction if poſſible and that their women [**117**] and children and their goods or as much of it as ſhall be taken to be diſpoſed of according to

to ſuch inſtructions as ſhall be iſſued from the Right Honourable the Governor. And *it is further ordered* that the ſaid war be managed by ſuch officers with ſuch numbers of men and by ſuch ways and means as the Governor ſhall think fit.

Whereas there is already arrived one enemy ſhip of war and more reaſonably to be expected in a ſhort time who may invade the p̄ſons and plantations of the inhabitants of this his Majeſties colony to their great p̄judice if not their ruine *It is therefore ordered* for the p̄vention of ſuch threatening dangers that Majr Genl *Richard Bennett* do forthwith after the getting to his own houſe ſummon all the militia officers within his p̄vince together with the ſeveral and reſpective juſtices of the peace within the countries [counties] committed to his charge to appear as ſoon as poſſible at ſuch place as he ſhall think fit there to p̄vide that all boats and ſloops fit for ſervice be p̄ſſed to be ready at an hours warning and ſo many men well armed to be ready to man the ſaid boats and ſloops as ſhall be by him and them or any ſix of them thought fit to attend the motion and p̄vent the landing of any ſuch enemy and *it is further ordered* that in caſe any ſuch boat or ſloop ſhall want repairing or any materials neceſſary the ſaid Majr Genl do preſs either carpenters or Smiths to work immediately upon the ſaid work and to ſeize cordage or ſales or any other neceſſarys for the ſaid ſervice to be paid for by the publick and *it is further ordered* that the ſaid Majr Genl *Bennett* and the p̄ſons or any ſix of them ſhall hereby have full power to make ſuch other conſtitutions as to them ſhall be thought fit for the better effecting the good ends aforeſaid, being from time to time obedient to ſuch further orders as they ſhall receive from the Right Honorable the Governor or from this board and *it is further ordered* that the ammunition delivered to the ſaid Major Genl ſhall remain in his hands not to be diſtributed until ſufficient occaſion requires it and laſtly *it is ordered* that the militia officers of *York* river and the *eaſtern ſhore* do take notice of this order and do what is hereby enjoined within their ſeveral p̄vinces and may God give them all good ſucceſs in their ſeveral places.

Whereas it doth appear to us by experience that tho' we [**118**] build a fort according to his Majeſties royal commands which we are now upon and ſhall p̄form with all poſſible ſpeed yet by reaſon of the openneſs and large extent of the ſeveral rivers within this colony it will be impoſſible to defend the ſhips trading hither without ſo many forts as we are not able to build nor garriſon It is therefore upon mature deliberation on the p̄miſes *ordered* that the Right Honourable the Governor be deſired moſt humbly to ſupplicate his Majeſty to command one of his frigates to attend here for the better defence of the ſhips aforeſaid and we ſhall be always ready to ſupply her with our beſt aſſiſtance in what ever ſhe ſhall have occaſion for.

Whereas the publick affairs do often require a ſpeedy diſpatch of letters and other orders for the better management of the ſame which is often retarded to the hazard and p̄judice of this country and the inhabitants thereof by the neglect of ſuch p̄ſons to whoſe hands ſuch publick diſpatches come for their conveyance according to directions for the future p̄vention of which inconveniences *It is ordered* that all diſpatches of a like nature be directed to the next juſtice of the peace to be conveyed from juſtice to juſtice until it arrive at the place it was directed to; and all juſtices within this county [country] are hereby ſtrictly required to take ſpecial notice hereof and to yield a ready obedience to the ſame by ſending ſuch packets or orders forthwith the ſaid next juſtice and they are further required to write on the ſaid packets the time they received them and ſent them away and hereof they nor any of them are not to fail.

For the p̄ſervation of this his Majeſties colony and ſubjects, *It is ordered* that Majr Genl *Robert Smith* be hereby impowered to demand and make ſeizure of all powder and ſhot wherever it ſhall be either in merchants and planters cuſtody that are not in imminent danger of an enemy which ammunition is to be paid for by the publick he the ſaid Majr Genl being hereby impowered to appoint what other his Majeſties officers he pleaſe for the effecting hereof and to diſtribute the ſaid ammunition as he ſhall think fit for the good end aforeſaid,

[**119**] The Court at a meeting held at *James City* 20th *June* 1667. ꝑſent: Sir *William Berkeley*, Knt., Governor, &c., *Thomas Ludwell*, Sec'r, Majr Genl *Smith*, Col. *Read*, Col. *Swann*, *Henry Corbin*, Col. *Warner*, Majr Gen'l *Bennett*, Col. *Stegg*.

Whereas ſeveral ſhips trading in *Virginia* have lately been taken by the *Dutch* within the capes the port charges and duties of the ſaid ſhips and tobacco being paid to the ſeveral collectors *It is ordered* that the port charges and duties of all tobacco of the growth of *Virginia* that was ſhipped on board any ſhips riding in *Virginia* and cleared them to be repaid and ſatisfied to the ſeveral maſters and freighters by the collectors or others that have already received the ſame.

21ſt *June* 1667.

Sir *William Berkely*, Knt., Governor, &c., *Thomas Ludwell*, Maj'r Gen'l *Bennett*, ſecr, Maj'r Gen'l *Smith*, Maj'r Gen'l *Wood*, Col. *George Read*, *John Carter*, Col. *Stegg*, *Thomas Swann*.

[**120**] *Whereas* Capt *Robert Conway* coming into this Country in a ſhip of *London* at or without the capes mouth was encountered with four or five ſhips of war of *Holland* and after two hours hard fight was Taken and another ſmall ſhip and her cargoe was taken the ſaid *Dutch* fleet had and did meet with and take one ſhip and cargoe called the *Pauls Grave*, whereof was maſter *Nicholas Bodum* and *whereas* the chief commander of the ſaid ſquadron of *dutch* out of his noble diſpoſition and conſidering the gallant defence *Conway* and company did make by fight before taken did freely and abſolutely give unto the ſaid *Robert Conway* and ſome others mentioned in the ſaid gift the ſaid *Pauls Grave* and the cargoe then in her before by them taken as aforeſaid into ꝑts as appears under the ſaid chief commander's hand of the *dutch*, which ſaid ſhip was brought into *York* river by the ꝑſons to whom ſhe was given as aforeſaid but by ſome gentlemen there the ſaid *Bodum* and company was repoſſeſt of the ſaid ſhip upon which the ſaid *Conway* and company to whom the ſhip was given as aforeſaid complains to this Honourable Court where *it is ordered* that Col. *George Read* and Capt. *Peter Jennings* forthwith repoſſeſs the ſaid *Conway* and company of and with the ſaid ſhip *Pauls Grave* and cargoe and that the ſaid Col. *Read* and Capt *Jennings* take the bond of the ſaid *Conway* with ſecurity Col. *Nathaniel* in one thouſand pounds *ſterling* conditionally to ſtand to a tryal in *England* if ſued there and pay all coſts and damages if recovered and *it is further ordered* that the ſaid Col. *Read* and Capt *Jennings* take due courſe that a due valuation may be put upon the ſaid ſhip and cargoe and take inventory thereof.

The Right Honourable the Governor is deſired to keep and ꝓvide twenty thouſand pounds of biſket to be always ready upon the publick acct. and to be ſatisfied for it accordingly out of the publick.

It is ordered that eight guns be mounted at and upon *Point Comfort* according to ſuch directions as Col. *Leonard Yeo* ſhall receive from the Right Honourable the Governor for which ꝓpoſe the ſaid Col. *Yeo* is forthwith to repair to his Honour alſo the ſaid Col. *Yeo* is hereby impowered after directions given as aforeſaid to ꝓſs men ſufficient and other materials neceſſary for [**121**] the doing and expediting the ſaid work which men ſo ꝓſſed are to receive ſatisfaction from the publick according to former order about the ſaid fort and *it is further ordered* that *Gowing Dunbar* be hereby appointed and impowered to be chief gunner of the ſaid guns or fort when and ſo ſoon as the ſame ſhall be planted and made and for which office he is yearly to receive ſatisfaction from the publick by a ſufficient maintainance to be allowed him the next aſſembly.

It is ordered that *Chriſtopher Gould* maſter of a ſloop who has been already employed in the publick ſervice be hereby ordered and impowered to weigh and carry down to *Point Comfort* from the burnt ſhip *Elizabeth* Frigat all ſuch great guns as can be weighed and got out of the ſaid ſhip with ſufficient help of men and materials which he is hereby empowered to ꝓſs and take ſuffieient for that purpoſe and for his and their ſo doing to be ſatisfied out of the publick.

Whereas

Whereas the late arrival of the *dutch* men of war the not certainty of their yet being gone from this coaft hath hindred the difpatch of the fhips and much retarded bufnefs *it is therefore ordered* that no fhips depart this country 'til the 27th this inftant being three days longer than command already received.

28th *September* 1667

ꝑfent: Sir *William Berkeley*, Knt., Governor, &c., *Thomas Ludwell*, Sec, *Edward Carter*, Maj'r Gen'l *Smith*, *Henry Corbin*, Maj. Gen'l *Bennett*, *Thomas Swann*, *George Read*, *Nathaniel Bacon*, Maj'r *Beale*, Col. *Stegg*.

[122] It appearing that Mr. *Nicholas Smith* of *Pagan Point* did plunder or agree with fome ꝑfons to plunder the fhips in the late extremity of the *dutch* invafion of this country it being a very bad act and ꝓcedent and fo much the worfe he the faid *Smith* being a juftice of the peace *It is therefore ordered* that the faid *Smith* be hereby amerced and fined fifty pounds *fterling* to be paid to the ufe of the publick towards the building the forts the faid money to be paid forth with *Als* ex: and *it is further ordered* that the faid *Smith* pay clerks and fheriffs fees and that he deliver up all fuch goods or things as he did receive of the plunder aforefaid upon demand.

[168] Under the date of 1634, Mr *Henning* has this brief note: *Sheriffs appointed for the feveral counties.*[64] On the next page [65] after fpeaking of Lieutenants, fheriffs are again mentioned as follows: *And as in* England *fheriffs fhall be elected to have the fame powers as there: and ferjeants and baillifs where need requires* The following entry at a quarter court the 18th of *April* 1640 fhows the manner of appointment then to have been effentially the fame as now:

Whereas the commiffioners of the *Ifle of Wight* county have recommended to the governor and council the names of fuch men whom they think fit to execute the place and office of fheriff for the faid county, amongft which the governor hath thought fit to elect Mr *John Spackman, the court hath therefore ordered* that the faid *John Spackman* fhall (when Mr *Sylvifter Colton* hath brought in his account) execute the faid office for the faid county.

At a court holden the 12th of *June* 1640 the following entry was made: The governor hath elected Captain *William Leigh* to execute the office of high fheriff for the *Charles river* and the faid fheriff to take his place when the laft fheriff hath given up his account

[170] The following commiffion furnifhes fome ground for fuppofing that *John Weft* continued as governor as late as the 11th of *May* 1636

By the governor and captain general of Virginia

Whereas *the inftant danger and neceffity of the colony exacteth this fo ftrict a courfe, thefe are to authorize and further in his majefty's name to will and require Lieut* Richard Popely *to take his voyage in a . . . whereof is owner and Mafter* Jofeph Stratton *and now riding in* Charles *river* alias Pamunky *river and with the firft fair wind and weather to fet fail into the* Chefapian *bay and into a river or creek thereof in purfuit and enquiry of Captain* Henry Fleet *and to apprehend him and bring him prifoner to the governor as alfo to take and bring in a veffel that one* David Wittleife *is gone out in with, the faid* David *and his company and further to take and furprize any boats and veffels with thofe in them whom he fhall find trading without commiffion from the governor and in cafe of refiftance either from the faid Captain* Fleet *or any other that he compelleth in by force, having firft charged him or them in the king's name to yield themfelves, by that mean if poffible it may be, to avoid the effufion of blood, thefe are alfo further in his majefty's name to will and require as well the faid* Jofeph Stratton *as any other of his majefty's fubjects to be aiding and affifting to the beft of their power and endeavour to the faid Lieut* Popely *in their execution of*

[64] *Stat. at large*, p. 223.
[65] *Id.* 224.

of the p̄mifes. *Hereof fail you not as you or any of you will anfwer the contrary at your* p̄ils. *Given under our hands at* Little Town *In the cuty* [?] *of* James city. *this* 11*th of* May 1636

John Weft
Rich[d] Kemp
Henry Brown
George Menefye
John Utye

[176] No. 1 1639 to 1642

47 p̄clamation by the Governor and Captain General of *Virginia* p̄vious to the call of the affembly to adviſe upon fome way of raiſing the value of tobacco. Dated *Nov.* 14th 1639. *John Harvey* Knight Governor and Captain General of *Virginia*— 16th of *ffeby* 1637 and 15th of *March* 1638

70 The King's letter to the Governor concerning the Lord *Maltravers* p̄vince of *Carolina* lying between the degrees of 31 and 36 northern latitude. Dated 20th of *April* 1639

90 Shewing that at a court held at *James City* the 8th of *Oct*[o] 1638 *Anthony Pantong* Clerk was p̄nounced a . . . and baniſhed from the colony

93 Order made upon the arrival of *William Hawley* Deputy for Lord *Maltravers* giving liberty to ſuch as ſhould be willing to accompany him to the p̄vince of *Carolina*. 11th of *April* 1640

116 The court granted to p̄ſons a comiſſion to trade with the natives for corn
134 and other goods. 18th of *april* 1640

144

169 p̄ceedings againſt *Thomas Stegg* for aſſiſting *Richard Kemp* the ſecretary in his departure out of the colony 10th of *June* 1640

173 Order for a man to marry a maid whom he had bought 2[d] of *June* 1640

352 Order made upon the petition of *William Claiborne* for the erection of an office for keeping the colony ſeal. 1[ſt] of *Aug*[t] 1640

354 Order reſtoring *Anthony Taylor* Clerk to the half tythes of his cure and condeming the conduct of *Richard Kemp* 14th of *July* 1640

356 p̄clamation after act for advancing the price of tobacco 16th of *Oct*[o] 1640

453 Commander and Commiſſioners of *Accomack* power to determine cauſes there 20th *Feby* 1640

N° 2 1660 to 1664

28 *April* 30th 1661 Sir *W*[m] *Berkeley* having occaſion to go out of the colony, *ffrancis Morriſon* Eſq[r] appointed to be Governor and Captain General of *Virginia* upon the Governor's ſetting ſail. He continued till after the 9th of *Oct*[r] 1662 159
Henry Norwood his majeſty's treaſurer 15th *May* 1661 157

49 A Catalogue of ſuch books & records as belong to the ſecretaries office 16th of *May* 1661 It ſtates that *one of the above ſaid books wherein the inſtructions from the king to S*[r] ffrancis Wyatt *and S*[r] Wm Berkeley *and the commiſſion*[s] *with the old acts of aſſembly and ſome other records lent to the committee in* October *laſt and not returned*

[177] 50 *Thomas Ludwell* ſecretary. 16th *May* 1661

64 S[r] *W*[m] *Berkeley* Governor p̄vious to the 4th of *Auguſt* 1660 and after 27th *Sept*[r] 1664 406

81 The whole p̄ceedings againſt the *Quakers* at a General Court held at *James city* 4th *april* 1662.

121 Sir *W*[m] *Berkeley* returned before the 10th (and before the 8th) of *Dec*[r] 1662 p̄clamation

126 *Henry Norwood* continued Treafurer till after the 20th of *Septr* 1662. He was appointed the 22d of *Septr* in the 2d yr of the reign of *Charles* the 2d

129 Inftructions from the king to Sir *William Berkeley*—Dated 12th of *Septr* 1662

136 to 140 Complaint of *James Mills* to the Governor making a ferious charge againft the *Manhatons*. 1662

161 Leave given Col *ffrancis Morrifon* Captain of the fort to be abfent for three years 26th *March* 1663

162 Sir *Wm Berkeley* ftyles himfelf Governor & Captain Genl of *Va* & *Carolina* 16th of *March* 1663

171 Deed from *Attamahune* the great king of *Noncottecoe* for a tract of land 27th of *July* 1662

173 Addrefs of the 24th of *Septr* 1663 from the Affembly to Sr *Wm Berkeley* Govr

174 Another

199 Arrangement about quit rents

204 Grant to Captain *John Brown* to trade with *America* 16th *Jany* 1663

228 Letter from the Governor of *Maryland* appointing a perfon to treat with the Governor of *Virginia* 2d *June* 1664

230 Agreement between the Governor of *Va* and the deputy from *Maryland* 7th *June* 1664

234 From the court of *New England* to the fecretaries of *Va*. 15th of *Octo* 1662

240 to 273 *Robert Downman*, *New Netherlands*, *Peter Stuyvefant* &c Something Anterior

464 26th *Septr* 1664. Order of court about tumults and murthers

N° 3—1663 to 1668

Tobacco 346—*Maryland* & *Virginia* 1666

Here are the articles agreed on between *Virginia Maryland* and *Carolina*

There feem to be deeds recorded in this book

[178] Bonds &c 1677 to 1682

[This book is cited by *Hening* (II, 559) as *Bonds, Comm's &c.* 1667 *to* 1682, *No.* 2.]

1 *Herbert Jeffreys* was Governor and Capt. General of *Va* the 24th of *Jany* 1677/8 and in the 29th year of his majeftys Reign

3 His majefty by his letters patent bearing date the 8th of *July* 1675 in the 27th year of his reign conftituted and appointed *Thomas* Lord *Culpeper* Lieutenant & Governor General of his majeftys colony and dominion of *Va* in *America* to take effect after the death furrender or other avoydance of Sir *William Berkeley* his Governor here *who being now lately dead* (20th of *July* 1677) the faid Lord *Culpeper* this day before his Majeftys commiffioners took the oaths of allegiance, fupremacy &c

By the patent Lord *Culpeper* was to have a falary of one thoufand pounds of lawful money of *England* during his natural life to be paid from time to time out of the monies raifed in the colony for the fupport of the government

Deeds

[The ufe of the heading *Deeds* at this point merely means, it is conjectured, that there were fome deeds recorded in the book at this place.]

47 From the King to *Herbert Jeffreys* our Lieut for the plantation of *Va* explaining the terms upon which Lord *Culpeper* and *Jeffreys* were refpectively to be put This dated 25th *Decr* 1677

78 Showing the importation of negroes under contract with the Royal *african* Company dated the 4th of *Oct*o 1678

114 Sir *W*m *Berkeley*s will dated 20th *March* 1676/7 recorded 22d of *Nov*r 1678

140

154 At *Middle plantation* the 30th of *December* 1678

Whereas Herbert Jeffreys Eſqr his majeſtys Lieut Govr of this colony is lately decd &c Sr *Henry Chicherley* Knt p̄ducing a commiſſion from his ſacred majeſty for his being deputy Governor, This council doth with all readineſs own the ſaid commiſſion and declare the ſaid Sr *Hen: Chicherley* deputy Governor of this colony and that he hath as full power to ſecure the ſaid plantation as any Governor formerly had until his majeſtys pleaſure ſhall be known

Commn Deputy Governor *In the event abſence or diſabilities of our Governor thereof* as Sr *W*m *Berkeley* &c Dated 28th of *ffeby* 1673/4

155 p̄cln of *H. C.* dated at *Middle plantation* 30th of *Decr* 1678

202 Commence papers relating to *Bacon*'s Rebellion

[**181**] In an order of the 20th of *April* 1640 directing a patent to iſſue for 2000 acres of land within an Inlet to the Southwards of the capes for the tranſportation of 40 p̄ſons into the colony, a p̄viſo was made that the grantee ſhould put in ſecurity to court that neither he nor his aſſigns ſhould plant any tobacco upon the land without further order from the board

[**183**b] At a court holden at *James city* the 4th of *ffebruary* 1640 *Whereas* the maſters of ſhips petitioned this board that there might a ſtory be made of the tobacco put on board the *ffleming*, the court taking into conſideration that the colony was in great want of neceſſaries when the *dutch* ſhip arrived with a large ſupply of uſeful commodities did therefore allow that the ſaid ſhip ſhould have p̄miſſion to trade for old tobacco: And *whereas* ſince the arrival of the ſaid ſhip, divers other ſhips have here arrived out of *England* but very late in the year, the maſters whereof p̄tend themſelves and owners much injured by ſuch trade, notwithſtanding themſelves confeſs that they have not brought in commodities to ſupply the colony, neither would they acknowledge any invoice of goods to furniſh the p̄ſent neceſſities, ſo that if the ſaid *dutch* ſhip had not been accordingly licenſed as all others of *New England*, the colony had been drawn to a moſt intolerable exigent: *It is therefore ordered* that the ſaid leave already granted unto the ſaid *ffleming* ſhall hereby be allowed of and confirmed; it being already p̄vided that the King's cuſtoms for all tobacco exported in the ſaid ſhip ſhall be duly ſatisfied [66]

At a court holden at *Elizabeth city* the 6th of *May* 1640 Upon the petition of Captain *Anthony Hobſon* and *Abraham Sheers* p̄ſenting to the board that they have great quantities of tobacco which they cannot through the want of ſhipping directly ſend for the port of *London* and that therefore they might have leave to tranſport the ſame by way of *New England* which the court upon conſiderations and p̄viſos hereafter expreſſed did condiſend unto *viz* that the owner of the *Mary and Barbary* when they do intend to export the ſame ſhould enter into bond to his majeſty's uſe to unlade all their freight of tobacco which they ſhall receive within the colony at the port of *New England* and that the ſaid Captain *Hobſon* and *Abraham Sheers* or any other that ſhall lade any tobacco aboard the ſaid ſhip ſhall enter into bond as aforeſaid to tranſport their ſeveral quantities of tobacco according to invoice which is to be brought in upon oath by the owners of the tobacco to the port of *London* and there to unlade the ſame, not elſewhere according to the order of their lordſhip of his majeſty's moſt honourable privy council in that behalf [67]

[**184**] At a court holden at *James city* the 5th of *March* 1640 the following order was made:

Whereas Captain *John Weſt* and Captain *William Brocas* Eſquires have repreſented to the board in the behalf of the p̄iſhes of *York* and *Chiskayack* that they are deſtitute of

[66] *Id.* p. 414
[67] Ld. p. 148, 9

of a miniſter to officiate the ſeveral cures and by reaſon that Mr *Anthony Panton* is inducted into the ſaid living and is yet in *England* whereby the ſaid ℔iſhes are unprovided, the governor and council have therefore thought fit that the veſtry of each ℔iſh ſhall ꝑvide themſelves with ſuch an able and conformable miniſter or miniſters who by his or their orders ſhall be found capable thereof, to be approved by the governor and that he or they approved ſhall receive for his or their recompenſe half the duties belonging to the ſaid place or places until further order ſhall be ſignified thereon [68]

In the mean time *Panton* had failed for *England* and gone before the privy council. They by their letters of the 11th of *Auguſt* 1639 and alſo of the 17th of *December* 1639 authorized and required the then Governor and council to cauſe that ℔t of the ſentence which directed his baniſhment from the colony upon pain of death to be ſuſpended until upon the rehearing of his cauſe and certificate returned to the privy council further order therein ſhould be received from them.

Theſe commands were ꝑduced at a court holden at *James city* the 10th of *March* 1640 when were ꝑſent Sir *ffrancis Wiatt* Knt governor, Captain *Samuel Matthews*, Captain *William Pierce*, Mr *Richard Kemp*, Mr *Roger Wingate* and Mr *Ambroſe Harmer*. The court thereupon did accordingly ſuſpend that ℔t of the ſentence which concerned his baniſhment upon pain of death, and notwithſtanding that ſentence did declare that the ſaid *Anthony Panton* clerk ſhould have and enjoy the full portion of the law and privilege of a ſubject until the further pleaſure of the council ſhould be ſignified and this ſuſpenſion of the ſentence they commanded to be publicly ꝑclaimed at this quarter court by the ſound of the drum to the intent that all ℔ſons within the colony might take notice thereof for the better ſafety of the ſaid *Anthony Panton*

[185] On the 20th of *April* 1640, the court expreſſed the opinion that *Panton* ſhould exhibit his anſwer in writing before any further examination of witneſſes.[69] and At *Elizabeth city* the 5th of *May* 1640 the following order was made: *Whereas* their lordſhips have commanded us to hear and examine anew the cauſe of *Anthony Panton* clerk concerning a ſentence given againſt him by the late governor and council dated the 8th day of *October* 1638 we in obedience thereunto ordered that Mr *Panton* ſhould put in his anſwer upon oath to the information given in againſt him by Mr *Secretary Kemp* which hath been accordingly done but in the interim Sir *John Harvey* and Mr *Kemp* exhibited a petition which Mr *Kemp* hath ſince often mentioned to the board deſiring that Mr *Panton* might not be ℔mitted to examine witneſſes but to anſwer *viva voce* to the accuſation of the information and ſince the ſaid anſwer put in hath given reaſons why there ſhould be no examinations of any witneſſes taken againſt him, the court conceiving that there cannot be a due rehearing without examination of witneſſes in matters ℔tinent to the main cauſe but unfit that there ſhould be any examinations admitted concerning impertinent recriminations, eſpecially in reſpect of the quality of the ℔ſons being counſellors having then under his majeſty the immediate command of the colony, upon due conſideration thereof after the hearing of the ℔ties on both ſides do appoint that Mr *Panton* ſhall forthwith put in his interrogatories upon which he deſires his witneſſes to be examined and being viewed and allowed under the hands of three of the new Counſel or ſo many of them as ſhall be allowed, it ſhall be ℔mitted to any of the ſaid counſel taking him any two of the commiſſioners of that county to take and put into writing the depoſitions of the witneſſes ꝑduced by the ſaid Mr *Panton* or any on his behalf at his requeſt under his hand and the like courſe to be obſerved if the ſaid Sir *John Harvey* and Mr *Kemp* do deſire to ꝑduce witneſſes upon interrogatories in this cauſe

Mr *Richard Kemp* the Secretary now departed from the colony, and the following ꝑceeding took place at a court holden at *James city* the 10th of *June* 1640.

Thomas Stegg merchant was this day queſtioned by the board for being aſſiſting and aiding to Mr *Richard Kemp* the ſecretary in his departure and going out of the colony without licenſe obtained as alſo that the ſaid *Stegg* furniſhed him with money in

[68] Book in Genl ct. office marked No 1 1639 to 1642 p 434, 5.
[69] p 120

in *England* of which under his own hand by confeſſion he acknowledged himſelf guilty. This act being againſt the laws of the colony eſpecially in an officer of ſuch charge and truſt, a ꝑcedent of a very bad and dangerous conſequence whereby all the records and public **[186]** evidences of the colony are endangered to loſs and ſome of them by the ſaid Secretary carried away, alſo a high contempt of the ſaid Mr *Kemp* by refuſing to anſwer the complaint of Mr *Anthony Panton* againſt him recommended for a rehearing from the lords of the council, the court taking this offence of ſaid *Stegg* into conſideration as being an affront to the ꝑſent government and an occaſion to diſturb the public peace have impoſed a fine to the king of fifty pounds *Sterling* upon the ſaid *Stegg* and impriſonment during the governor's pleaſure.

Panton's cauſe afterwards received much attention. On the 23d of *June* 1640 the court ordered that the depoſition ſhould be freely ꝓpuſed by the old counſel as alſo by Mr *Panton* who ſhould have liberty to tranſcribe any of them as they ſhould think fit. And on the 30th of that month this order was made:

It is ordered by this court that all differences depending between *Richard Kemp* Eſqr and Mr *Anthony Panton* clerk ſhall be referred to hearing and determining upon *Thurſday* being the 9th of *July* next at *James city*, at which time all the counſel are required to be ꝑſent by nine of the clock in the forenoon upon the penalty of forty pounds *ſterling* for every one that is abſent without juſt and neceſſary cauſe.

The judgement of the court was given on the 11th of *July* 1640 in the following terms:

Whereas upon the complaint of *Anthony Panton* clerk concerning a ſentence given againſt him by the late governor and council here, their lordſhips by their letters of the eleventh of *Auguſt* 1639 were pleaſed to refer back to us the cauſe of the ſaid *Anthony Panton* clerk to be heard and examined anew and further by their lordſhips letters of the 17th of *December* 1639 we were authorized and required that if upon the rehearing of the ſaid cauſe, the ſaid petitioner ſhould be found innocent to reſtore him to his cure again and further to cauſe Sir *John Harvey* Knt late governor to deliver over ſuch goods and eſtate of the ſaid Mr *Panton* as he hath taken into his hands and what he hath diſtributed to his ſheriffs and other officers, unto ſuch ꝑſons as we ſhould appoint there to remain until further order from their lordſhips, and to give their lordſhips a true account of our ꝓceeding herein, now for as much as Mr *Richard Kemp* whom the ſaid *Panton* charges more ꝑticularly as the author of the ſaid ſentence after we had in obedience to their lordſhips command ꝓpared for the rehearing of the cauſe and himſelf had ꝓtended a ꝓparation for juſtifying the ſentence, ſecretly, on the ſudden, conveyed himſelf away into *England* carrying with him both the main depoſitions whereupon the ſaid ſentence was grounded and other material writings concerning that cauſe whereby he hath diſabled us for any full review of the cauſe that might juſtly acquit or condemn the ſaid *Panton*, only the ſecretary's flight being as ſtrong ꝓſumption of ſelf guiltineſs as in all caſes it hath been interpreted, and it appearing by the depoſitions taken on Mr *Panton*'s ꝑt and other ꝓgnant circumſtances that he was denied a copy of the information againſt him to anſwer it in writing, his trial in a ſummary way began in an afternoon and ſentence given that night and a copy of that ſentence **[187]** denied him which rigorous and illegal ꝓceedings appear to reſt mainly on Mr *Kemp*, which contrary to all courſe of law acted both the ꝑt of an advocate and a judge and in the penning of the ſentence that clauſe of full power and authority for any one to execute him in caſe of his return for which we conceive he cannot ſhew any ꝓcedent (and moſt dangerous to make one) appears to be added by him ſince Mr *John Harvey* the then governor and the reſt of the then council diſclaim it, things ſpeak ſo far on the ſaid *Panton*'s behalf as we conceived we ſhould do no leſs than reſtore him to the half tythes of *York* and *Cheskyack* reſerving the other half to the ꝑſent incumbent *John Roſier* clerk in reſpect of his officiating the cure and either convenient room for him and his family in the ꝑſonage houſe with the ſaid Mr *Roſier* or the ſaid Mr *Roſier* to ꝓcure him with his family a convenient houſe elſewhere ꝓviſionally and without ꝓjudice to the right and claim of the ſaid *Anthony Panton* until their lordſhips upon hearing of the whole cauſe ſhall pleaſe to ſettle a further

and

and final order herein. And *whereas* it appears that Sir *John Harvey* hath taken into his hands all the ſaid *Panton*'s tythes *viz* of *Cheskyacque* one thouſand three hundred and ten pounds of tobacco and one hundred thirty and one buſhels of corn, and of *York* two thouſand one hundred and eighty pounds of tobacco and two hundred and ninety buſhels of corn [70] and that *Robert Hutchinſon* the ſheriff of *James city* received for his fees two hundred and fifty pounds of tobacco, *it is ordered* that the ſaid three thouſand four hundred and ninety pounds of tobacco ſhall be deducted out of the bills given in upon the ſale of Sir *John Harveys* goods and the corn being four hundred twenty and two buſhels at two ſhillings ſix pence ꝑ buſhel amounting to fifty pounds twelve ſhillings and ſix pence to be deducted and reſerved out of the bills payable for Sir *John Harvey*'s goods in money and *Hutchinſon* according to a former order of the 27th of *June* 1640 [71] to be reſponſible for the ſaid two hundred and fifty pounds of tobacco levied by him for fees and ſo to remain depoſited herein

From this judgment it may be inferred that Sir *John Harvey* had ꝓviouſly become imbarraſſed in his affairs. Such was the fact. At a [court] held the 17th of *April* 1640, the following ꝓviſion was made for Sir *John* and his creditors.

That the reverſion of Sir *John Harvey* his dwelling houſe at *James city* with the houſe adjoining and all the edifices thereunto belonging within the pale and of his orchard is to be ſold, he enjoying the ꝓmiſes during life as alſo a ꝑcel of land near, adjacent, lately belonging to Sir *George Yeardly* Knt All his other lands and edifices to be forthwith entirely ſold for the payment of his debts. All his ꝑſonal eſtate to be ſold at the beſt advantage for the payment of debts as aforeſaid reſerving for the ſubſiſtence of the ſaid Sir *John* eight cows which he is to enjoy during life, with all the increaſe to him and his aſſigns forever, he making good the principal ſtock as alſo that he ſhall have and enjoy for the conſideration [**188**] aforeſaid all the increaſe which have or ſhall fall this year for the whole ſtock, according to the inventory as alſo four breeding ſows forever as alſo the furniture of the dwelling houſe during his abode in the country and in caſe of his departure for *England* that he ſhall have and enjoy ſuch furniture for his accomodation as ſhall be thought fit by the court. ꝓvided always that ſuch goods and eſtate of Mr *Anthony Panton* as Sir *John Harvey* hath taken into his hands and what he hath diſtributed to his uſe and other officers be delivered over unto ſuch ꝑſon as the governor and council ſhall appoint and there to remain until we ſhall receive further order from their lordſhips therein

A ſubſequent order of the 6th of *May* 1640 ſhews that Sir *John Harvey* engaged himſelf to the board to authorize a ꝑſon who was named to make ſale of his eſtate at *York* or any other ꝑt of the county of *Charles river* upon a ꝑticular day and to authorize another ꝑſon (Mr *George Ludlow*) to make ſale of his eſtate in *James city* or elſewhere in *Virginia* upon another day named and thoſe ꝑſons were ordered to give an account of what they ſhould do. And an order of the 14th of *April* 1641 directed the creditors to be ꝓſent upon the fifth day of the next *June* court that there might be a diſtribution of the eſtate among the creditors according to their ſeveral ꝓportions. This laſt order was made ſoon after the principal ſale by *Ludlow*. Acting both under the order of the 6th of *May* 1640 and a power of attorney from Sir *John Harvey* of the 22d of *July* 1640, he made a conveyance on the 7th of *April* 1641 unto the governor council and burgeſſes for the conſideration of 15,700 pounds of tobacco to be paid the firſt of *January* following of *all that capital meſſuage or tenement now uſed for a court houſe late in the tenure of ſaid Sir* John Harvey *Knt ſituate and being within* James city *iſland in* Virginia with the old houſe

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[70] In the proceedings of the 27th of *June* 1640 it is ſaid Mr *Warren* affirmed in court that in the pariſh of *York* in the year 1638 there were two hundred ninety four tythable perſons ſo that there was due to Mr *Panton* ten pounds of tobacco and a buſhel of corn for every tythable perſon pr poll which is in all 2180 pounds of tobacco and 290 buſhels of corn.

[71] The order here referred to was that the fees and other charges due to the ſheriff of *James city* for lodging and attendance being 250 pounds of tobacco from Mr *Anthony Panton* during the time of his laſt impriſonment ſhall remain in the ſheriff's hands until ſuch time as the ſaid *Panton* ſhall make appear from the lords to whom they belong of right

houſe and granary, garden and orchard, *as alſo one piece or plot of ground lying and being on the weſt ſide of the ſaid capital and meſſuage as the ſame is now encloſed.* At a quarter court holden at *James city* the 14th of *April* 1641 the following order was entered:

Whereas it appeareth to the court that Sir *John Harvey* Knt late governor did give and grant unto *Robert Barrington* 250 acres of land within the corporation of *James city* which ſaid land as appeareth by the depoſitions of *Peter Stafferton, Cheny Boyſe* and Capt *Robert Hutchinſon* was laid out for the uſe of the governors ſucceſſively and that the ſame hath been ſeated from time to time by the governor's tenants who have always paid rent for the ſame to the governor or governors or planted to their uſe; *the court hath therefore ordered* that the ſaid patent ſhall be void and that the orphans of the ſaid *Barrington* ſhall have 500 acres of land allotted them in ſome other convenient place for ſatisfaction of their buildings and clearing; the ſame being a p̄cedent uſually made and allowed in caſes of the like nature: and that the tenants ſeated thereon ſhall yield up the poſſeſſion at or before the laſt of *November* next enſuing [72]

[**189**] On the 16th of *November* 1626 a deed was made from two mariners in the behalf of *Daniel Gookenge* of *Carygoline* in the county of *York* within the kingdom of *Ireland* to *Richard Griffin* late ſervant to the ſaid *Daniel Gooking* reſident at *Elizabeth city*, yeoman conveying 100 acres being p̄t of the land belonging to the lordſhip of the ſaid *Daniel Gooking* ſituate above *Newport News* at the place called *Marie's mount*, yielding forever unto *Gooking* the rent of two ſhillings current *engliſh* money at the feaſt of *all Saints;* the deed concluding with a covenant on the p̄t of *Griffin* his heirs and aſſigns at all times to *do ſuch and ſervice to all ſuch manor court or courts as at any time hereafter ſhall be kept by the ſaid* Daniel Gooking *his aſſociates or aſſigns within the lordſhip aforeſaid* [73]

On the firſt of *February* 1630 a deed was made from Daniel Gooking *of* Newport News *in* Virginia *gent to* Thomas Addiſon *late ſervant to the ſaid* Daniel *his father* conveying on behalf of his the ſaid *Daniel*'s father 50 acres of land being p̄t of the ſaid lordſhip, yielding forever to *Gooking* his heirs and aſſigns the yearly rent of one pound of tobacco at the firſt day of *all Saints* with the like covenant [74]

[**235**] The firſt entry of Sir *William Berkeley*s ſitting as governor in the quarter court at *James city* is on the 8th of *March* 1641 (old ſtyle). On that day by virtue of a commiſſion from the king of the tenth of *Auguſt* in the 17th year of his reign, Sir *William Berkeley* and *Richard Kemp* adminiſtered the oath of a councillor to *John Weſt* Eſqr and *Humphrey Higgiſon* Eſqr as alſo the oaths of allegiance and ſupremacy according to cuſtom. The oaths were alſo adminiſtered to *William Bernard* Eſqr and then the court on that day was compoſed of the five gentlemen juſt named and *Chriſtopher Wormley* Eſqr., *Henry Browne* Eſqr *Thomas Pettus* Eſqr. Other councillors ſitting this term *George Meniſee* Eſqr Sir *ffrancis Wyatt* Knt *William Pierce* Eſqr *Samuel Matthews* Eſqr *William Brocas* Eſqr *Thos Willoughby* Eſqr Genl Ct orders no 2 p 36 and p 39. During the ſame term oaths adminiſtered to *Richard Bennett* Eſqr and *Nathaniel Littleton* Eſqr

March 8, 1641 At this court the governor hath elected *Henry Poole* high ſheriff of the county of *Elizabeth city* for this enſuing year with the powers, privileges and p̄quiſites belonging to the ſaid office and place, willing and requiring the commiſſioners of the county to adminiſter the accuſtomed oath of a ſheriff unto him at their next monthly court. Genl Ct orders no 2 p 37. Election of ſheriffs of *James city, Upper Norfolk, Iſle of Wight Charles city, Charles river, Warwick river, Henrico* and *Lower Norfolk*, p 79 and 80

March 8, 1641 *It is ordered* by this court that *Nicholas Hill* ſhall make his appearance at the next aſſembly upon the 20th day of this inſtant (*March*) there to anſwer the ſuit of *David Jones*. And the ſaid *Jones* is hereby requirred to ſend a copy of his petition with his order to the ſheriff of *Elizabeth city* to be delivered to the ſaid *Hill* that thereby he may p̄pare himſelf for his anſwer. Genl Ct orders No 2 p 37

March

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[72] *Id.* 502
[73] Deed book in Genl Ct office, No 1 p. 79.
[74] *Id* 80

March 9 *It is ordered* by this court that there be a general notice given to all the ꝑiſhioners of this county for their meeting at *James city* for electing of a veſtry which notice is to be given by the miniſter upon *Sunday* next. Gen^{l} C^{t} orders N^{o}. 2 p 41

March 10 Upon the repreſentation of S^{r} *ffrancis Wyatt* Kn^{t} that whereas by order of court on *October* laſt, captain *Henry Browne* was ſuſpended from the council, the ſaid S^{r} *ffrancis Wyatt* hath therefore deſired the opinion of the board whether the ſaid ſuſpenſion ſhould continue or no, it was the general opinion of the board that the ſaid Captn *Browne* ſhould by virtue of his majeſty's commiſſion be reconfirmed in the place of a councillor and for the other ꝑt of the petition to be referred to the conſideration of the next general aſſembly. Gen^{l} C^{t} orders N^{o} 2 p 43

March 17, '41 Mode of granting land. Caſe of *Henry Heyrick*. N^{o} 2 p 60. S^{r} *ffrancis Wyatt* p 76.

Grant of a commiſſion to trade with *Engliſh, dutch* or natives. N^{o} 2 p 60 62, 81

[**236**] *March* 20. 1641 The governor and council upon ſerious conſideration had of the many weighty affairs to be treated on at this grand aſſembly which cannot be duly attended by them by reaſon of the frequent interruption occaſioned to them by hearing of private cauſes, *do therefore order* that publication ſhall be made that after this ꝑſent three and twenthieth of *March*, there ſhall be no private cauſes admitted to the court except ſuch as are at this court referred to a fixed day or ſuch as ſhall concern as a ꝑty ſome member of this grand aſſembly. N^{o} 2 p. 66

March 24. 1641 N^{o} 2 p 71 *Whereas Samuel Chandler* attorney of the executors of the lady *Elizabeth Dale* did this day petition the board for divers lands granted by the late treaſurer and company to S^{r} *Thomas Dale* Kn^{t} long ſince deceaſed (Copy) [Space was left in the original, but the copy was not made.]

March 29. 1642. N^{o} 2 p 74 Caſe of *Burbuge v Bullock* (Copy) [Copy not made.]

Concerning the building a church at *James city* p 55, 6, p 83 p 142, 3, 233, 4.

[**237**]

June 7. 1642 Mode of granting adminiſtrations (Copy) [Copy not made.]

June 7. 1642 Judgement for ſlandering an officer p 83

June 28. 1642. Commiſſions of monthly courts renewed and names of commiſſioners p 109. 110, 111, 133,

Clerk of *York* p 134. Sheriff of *York* p 164. Sheriff of *Elizabeth city* p 165 p 199, 201, 222

Sheriff of *James city* p 168 ſheriff of *Warwick* 174, *Iſle of Wight* 175 *Lower Norfolk* p 180 *Upper Norfolk* p 180 who iſſued writs in *Accomack*. p 221 Commander of *Lower Norfolk* 342 *Iſle of Wight* 343

July 31. 1642 p 111 New councillors elected and ſworn, *viz G^{o} Ludlow* & *Richard Townſend* in conſequence of diſcontinuences of others. p 180 *Thomas Stegg*.

Oct^{o} 5. 1642 p 119 Recital of application of *Leonard Calvert* Eſq^{r} of *Maryland* for aſſiſtance of 100 men againſt the indians, and order thereupon (Copy) [Copy not made.]

Oct^{o} 5. 1642 p 119 Courſe purſued in ſettling new plantation upon *Pianketank* (Copy after laſt) Recital of outrages committed by indians & courſe thereupon p 136. Training and ſecrecy required p 140. ꝑſon near the indians drawn off his plantation p 235

Oct^{o} 6. 1642 Courſe purſued where commiſſion was granted to trade in the bay p 120 p 133

Oct^{o} 6. 1642 Order where matrimony was contracted without Maſter's conſent. p 121

Oct^{o}

Oct° 6. 1642 Concerning payment of debts in tobacco p 121, 2

Oct° 6. 1642 Names of jurors to be ſet to every verdict and recorded p. 122

Oct° 10. 1642 ℘miſſion to keep an indian boy, inſtructing him in Chriſtain religion p 130

" Reparation to a doctor charged with murder p 131

On what cattle levy was laid by 133, 4., How liſt was obtained *Id* & 127

Nov 29. 1642 Governor & council attended by a miniſter. p 147. Courſe when he failed to attend

Decr 1. 1642 Courſe to ſecure attendance of a ſufficiant number of the council p. 150, 342

Decr 1. 1642 Courſe purſued to compel reſtitution of ſervants by Governor of *Maryland*. p. 150, 51

Decr. 1. 1642 Commiſſioners not to be jointly impleaded as ſuch p 154. Judgment againſt a troubleſome fellow who inſtituted ſuch a ꝑceeding p. 154.

March 8. 1642, 3. ꝑviſion for capture of the fort p. 164

June 1, 1643 General order againſt ℘ſons trading with the indians without commiſſion p. 182, 3

June 4. 1643. Puniſhment for drunkenneſs, diſturbance of the peace and bloodſhed p 185

Governor had valuable office land at the *Green Spring* p 186

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June 5. 1643. Gen[l] order in relation to ſervants guilty of miſconduct p. 187 Special order p 221, 222

June 5. 1643 p 187 Letter from king being received ſince the laſt aſſembly, Copies ſent to the different counties to be read in the ſeveral ℘iſh churches.

June 5. 1643 Pinnace to be ꝑſſed and ſent with a commiſſioner to treat with the neighboring plantations for the reſtitution of runaways and for ſettling things for the future. p 187, 8.

Va nevertheleſs returned ſervants to *Maryland* p. 196

June 5. 1643 Courſe to ꝑvent importation of too great a quantity of ſtrong liquors from neighboring plantations. p 188 *Aug[t]* 1. 1643 on ſame ſubject p. 201

June 5. 1643 Governor had a guard. Severe puniſhment for not coming to guard him p. 188, 9

June 5. 1643. Captn *W[m] Claiborne* had now returned and attended p 189

" 6 " He was now treaſurer ſince the death of *Roger Wingate* (orders concerning quit rents 189, 217, 464) Privileges of treaſurers 200. Concerning the revenues and the treaſur's office p 341, 2

June 8. 1643 The firſt man child born in the colony, ꝑved guilty of a contempt of court and was puniſhed for it. p. 194

" Puniſhment for ſpeaking ſcandalous words of the king or queen. p. 194, 233

June 9. 1643 People outſide of *Potomac* river taken under ꝑtection of government. p. 196

June 10. 1643 Explanation of act for governor's accommodation. p. 200

Aug[t] 2 1643 Judgement againſt a captain for bringing ℘ſons here when he had ꝑmiſed to take them elſewhere. p 204, 5

Octo 7. 1643 Commiſſioners who challenged a councillor diſabled from holding his office p 213. alſo 236

Octo 7. 1643 General rule as to taking depoſitions p 214

Oct°

Oct° 8. 1643 Man reprieved and kept to do execution upon delinquents p. 216 Order amended p 220

Oct° 8. 1643 Wife ordered to take herfelf to her hufband on penalty of being whipped p. 216

Oct° 8. 1643 Order for examination of private pacts in cafe of lofs. p 220

Oct° 8. 1643 *Edmond Walker* convicted of felony and robbery ꝑdoned on petition of *Rofe Alleyn*, fhe agreeing to marry him. p. 221

Oct° 12. 1643 Mode to compel payment of clerk's fees p 224. *Richard Lee* the clerk appointed attorney general p 234

Nov 25. 1643 Affembly ordered for the 1ſt of *March* p 234

[239] P. 346. Govr & council took the oath of allegiance *March* 4th 1643

P. 349 (2d pages) Commiſſioners added for *Charles* county. p 374 for *York*. p 374 *Upper Norfolk* p 442 *James city*.

Sheriffs elected for *Elizabeth city* p 344 *York* p 349 *Upper Norfolk*. *Ib Charles city* 353 *Iſle of Wight* 350 *Lower Norfolk* p 359 *Northampton Ib. Warwick* 361 *Henrico* 363

30 *April* 1644 Order for garriſon of 4 ſcore men at *middle plantation* (copy it) [But it was not copied.]

30 *April* 1644 Lieutenants and deputy Lieutenants directed to be appointed for the ſeveral counties. Names of thoſe firſt appointed 267, 8. ꝑticular directions for marching againſt the indians (To be copied) [which was not done] p 374. deputy lieutenants added for various counties

May 1644 Liſt to be ꝑſented to governor and council on the 1ſt *Monday* in *June* of all ꝑſons from 16. to 60 with arms and ammunition by lieutenants of ſeveral counties

ꝓviſion for widows and orphans 269

Concerning cattle and goods of ꝑſons lately ſlain by the indians p 269

Concerning ſervants of ꝑſons lately ſlain 269

Puniſhment for improper language in time of war 269

June 1644 Further ꝓviſion for appointment of lieutenants and deputy lieutenants with ꝑticular inſtructions, 278, 9.

ꝓviſion for various marches againſt the indians 279, 80

General direction about plenty of corn p 279

Order againſt ſheriffs for neglect in regard to levies &c 283

General authority to aſſume ꝓperty and grants of land 283

Authority to trade with neighboring plantations p 284

Puniſhment for ſcandalous letter againſt the ſtate and government 286, 7, 8 alſo 293, 4 450

Claiborne's opinion different from the others in relation to the ꝓpriety of War upon the indians between the *Rappahannock* and *Potomac* p 289

Laſt entry of Sr Wm *Berkeley* ſitting as governor 12th of *June* 1644 p. 292, 3

laſt entry of Sr Wm *Berkeley* ſitting as governor 22d of *June* 1644. Names of council (copy order ſhewing many priſoners then amongſt the indians & courſe to be ꝑſued. p 333 [Copy was not made.]

[240] ffirſt entry of *Richard Kemp* ſitting as governor. *June* 29th 1644. p 294

1644 *June* 29 Concerning the ꝓcurement of axes, ſpades, boats, ꝓviſions. p 294

Augt 5. 1844 ꝑticulars of the return of the *Pamunky* army and about raiſing another army p 296, 7

Augt

Aug^{t} 6. 1644 Undertaking of the Governor of *Maryland* that none of inhabitants there ſhall trade with indians here p 298

Aug^{t} 10. 1644 Meeting of lieutenants and deputy lieutentants and 50 ſoldiers levied to march againſt the *Chickahomonies* p 298, 9

Aug^{t} 16 1644 Aſſembly which had been adjourned to 15th of *Nov*^{r} directed to be ſummoned for 1^{ſt} of *October* p 297

" ꝑviſion for *W*^{m} *Lucas* & family, he having two other men with him p 300, 301

Septr 3. 1644 Authority to go againſt the corn of the indians, p 301 alſo 301, 2 as to going againſt the *Rappahannocks*. p 301

Septr 3. 1644 Concerning the rioutous & rebellious conduct of M^{rs} *Wormley*s negroes p 301, 2. alſo *Oct*^{o} 10. 1644 p 319

Oct^{o} 14. 1644 Sentence of death paſſed upon *Nath*^{l} *Moore*,

Oct^{o} 15. 1644 Land granted *Claiborne* on *Pamunky* at the place he firſt landed againſt the indians p 329

July 6. 1644 Upon information from *Claiborne* general of the *Pamunky* march, ꝑviſions directed to be ꝑcured p 330

" " Peas to be ꝑcured for the ſoldiers p 330

" " Meal to be ꝑcured for the ſoldiers p 330

" " Arrangement ꝑmitting lieutenants of *York* county to open letters from *Claiborne* to the governor and council & ſend further ꝑviſions p. 330

Levy directed for ſhot, lead and powder p 331.

Aug^{t} 28. 1644 Sheriffs to attend at *James city Oct*^{o} 4 that levy may be apportioned 331 ꝑviſion for ſhoes, ſtockings and other neceſſaries for the ſoldiers p 331, 2.

Sep^{t} 10. 1644 ꝑſons apprehended for rebellion (ꝑhaps M^{rs} *Wormley*s Servants *Sept* 3^{d}) 332

Oct^{o} 23. 1644 More ſoldiers to be levied and ꝑpared to go againſt the indians p 334

Nov^{r} 26. 1644 ꝑties to go after indians p 346

others ꝑvented from going hunting p 346

Nov^{r} 29. 1644 Power to ſheriff of *York* to reſtrain for fees and country duties due ſheriff of *Warwick* p 352, 3. Other ꝑviſion for caſes of removal p 353.

Decr 3. 1644 Lieu^{t}. *Nicholas Stillwell* ꝑmitted to go againſt the indians p 363

1844/5 [1644/5]

Jany 20 Aſſembly to be ſummoned for the 15th of *ffeby* p 365

" Men, powder and ſhot to be ſent to *middle plantation* for defence of the foreſt p 365, 6

1644, 5

ffeb. 20. Miniſter inducted for *Pocoſon* p 369 Gen^{l} C^{t} order N^{o} 2

[241] 1844, 5 [1644/5]

ffeb. 20 ꝓceedings againſt *Argoll Yeardley* one of the council for contempt

ffeb. 20 Againſt *John* . . . for ſlandering the army p 373

ffeb. 26 ffurther ꝑviſion for ſoldiers againſt the indians p 375

ffeb. 26 Comiſſions to trade . . . p 376 . . . 400, 401, 428(2)

March 10 Orders of the council of . . . to ſet out with p 377, 8, 9 ꝑviſion for ſurgeon, ordinance . . . p 380—

March 18. Other orders of the council . . .

March 28 War orders p 385, 6. *Nathaniel Littleton* appointed commander of *Accomack* 386

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" " Refpect to *Eafter* Holidays 395, 6
" 10 Sheriffs appointed for the different counties 403 to give fecurity 443. To be called to account for the levy 448
" 19 Opn of C[t] that fecond fale of cattle dofen't bar the right owner 427
" 25
May 13 Orders at a council of war p 432, 3
June 4 p̄fons in fervice at the forts not to be liable to diftrefs. 441. Council of war 450, 1, 2.
June 6 Concerning the government of the ifle of *Kent*. Captn *Claiborne* not to intermiddle with the government. *Richard Thompfon* allowed to go there. (Exam hift of *Maryland*) 443, 4
June 7. Sudden arrival of S[r] *W[m] Berkeley*. p. 449
16 p̄ceedings of council of war at which S[r] *W[m] Berkeley* was p̄fent 452, 3
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September 4 Orders of war 455, 6
Nov 25 *John Kemp* ordered to be whipped for contempt of court p 461, 2
1646 Grant to S[r] *W[m] Berkeley*—afterwards confirmed in 1664. Gen[l] C[t] book marked N[o] 2 1660 1664 p 405, 6.
1650 Grant of 20[th] of *Septr* in 2[d] of *Charles* by the king himfelf to *Tho[s] Lefter, John ffox & Gilbert Thornbrough* Dated at S[t] *Johnftone* In book of judgements & orders 1664 to 1670 p 556 (The King was then in *Scotland*)

Gen[l] C[t] book marked N[o] 2. 1660 to 1664 p 116 Deed of the 30[th] of *March* 1665 from S[r] *W[m] Berkeley* to *Richard Bennett* Efq[r] governor of *Virginia* for *my houfe in* James city *lately in the hands of* William Whitby *being the weftermoft of the three brick houfes which I there built.* This conveyance for 27, 500 pounds of tobacco. *Anna* the daughter of *Bennett* was married in 1660 to *Theoderick Bland* of *Weftover* in *Charles City* County, and *Bennett* in 1662 conveyed the houfe to *Bland* p 117

[242] Gen[l] C[t] orders &c 1654 to 1659

By S[r] *Richard Bennett* Governor

P. 1 Grant dated the 6[th] of *April* 1654 to *Edwin Conway* for 1250 acres of land in the county of *Lancafter* on the fouth eaft fide of *Corotoman* river; 1000 acres p̄t thereof having been formerly granted him by 2 patents dated the 6[th] of *December* 1652 and the refidue for the tranfportation of 5 p̄fons into the colony

P. 13 Grant by fame dated 5[th] of *October* 1654 unto Major *Miles Cary* for 3000 acres of land in *Weftmoreland* county for the tranfportation of 60 p̄fons into the colony He became L[t] Colonel. p 321 Grant renewed for 3 years

p. 68 Laft grant by the fame dated *March* 1655
79 ffirft grant by *Edward Digges* governor dated *March* 1655
145 Court held 6[th] of *June* 1655. Names of governor and councillors

June 7. p 149. Judgement for fornication and getting fervant with child.
p 150 Order upon complaint by *Totapotamoy* that an indian his brother was flain by an *engliſhman*
p 156 p̄cefs ordered to fheriff of *Surry* to fummon a grand jury and petit jury to be ready at *Surry* court the 3[d] of *July* for the trial of L[t] Col[o] *Thomas Swann*
p 157 Decifion that one of the half blood cannot inherit and appeal to next affembly by *Richard Courfey*. p 174 *Evans v Evans*

157 Order ꝑhibiting people from meddling in ꝑſent troubles in *Maryland*
157, 8. *Henry Loanes* ꝑmitted to employ two indians
158. Buſineſs obſtructed by ſheriffs not returning writs and order thereupon
159 Commiſſion ordered to Captain *Henry Perry* to go with volunteers to diſcover the mountains
Captⁿ *Bennett* had to appear at the admiralty court to anſwer the putting to death of *Kath Grady* as a witch at Sea

June 28 162 Recital of Letter to the governor from his highneſs the Lord ꝓtector of *Jany* 12, 1654 anſwer directed to be drawn up.
163 Upon complaint that *Wᵐ Durant* is actually in rebellion againſt the Lord ꝓtector, warrant directed for his apprehenſion.
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*Oct*ᵒ 3 164 Order directing forgiveneſs to be asked for ſcandal.
171, 2 Orders upon complaints by the indians
177. Allowance to widow of man in debt
Church wardens and veſtry allowed to diſtrain (2 entries)
176 *John Smith* ordered to be ſheriff of *Warwick*
177 Recital of great diſorders during the quarter courts and remedy ꝓvided
178 Judgment that 5 years poſſeſſion of land gives good title
Deciſion as to the neceſſity of recording deeds
181, 2 Judgment for ſlander
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187 Judgment on complaint of *Booth* that ꝑty be bound over for good behaviour to *Booth* and *all other his highneſſ's ſubjects*
22 Power to puniſh for not attending militia muſters

[243] 1655

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209, 10 Land obtained from indians
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227 Conipenſation for killing wolves
228, 9 Sheriffs for the ſeveral counties

1656

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p 229 Conſultation concerning a march againſt the ſtrange indians who lately intruded at the falls and order thereupon.

June 4 p 230 Report of the expedition. p 246 order againſt *Hill*
5 p 231, 2 ffurther order for raiſing men—
p 232 Addition to the council p 234
6 p 243 Land not conſidered deſerted until 3 years after removal of indians

*Oct*ᵒ

Oct° 8 p 247 Where indians may hunt
p 250 In cafe of *W^m Townfend* mention again of his highnefs the Lord ꝑtector
4 p 262 Levy made according to order of affembly
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" p 280 ꝑceeding in cafe of unlawful marriage
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15 p 285 Concerning indians at *Wicomico*
286 *Edward Griffith* appointed furveyer
W^m Johnfon elected high fheriff for *Rappahannock*

1657
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287, 8 Petition for affembly the 10^th of *May* denied
June 2^d p 288 *Abraham Wood* fworn councillor
Minifter reftored to office
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1657
June 5 295 *Richard Parrot* elected fheriff for *Lancafter*
" 6 295, 6 Cafe of an indian fervant
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297, 8 *Henry Corbin* of the quorum in *Lancafter*
June 6 301 *Richard Dilby* appointed fheriff for *Gloucefter*
" 8 304 *W^m Batt* appointed fheriff for *Elizabeth city*
" " 309 *Thos Manning* & *W^m Pufby* appointed fheriffs of *Nanfemond* & *Northumberland*
" " 312 Verdict and judgment for flander
" 10 313 Verdict and judgment for falfe imprifonment againft commander for commiffioners
" 11 314 Sheriff app^d for *Charles city*
" " 314 Privelege granted *Nath^l Batte* for intereft taken in the difcovery of an inlet to the fouthward p 339, 392,
" " 317 Strumpet ordered to be whipped
" " " How marriages are to be folemnized for the future
" 12 318 Sheriffs appointed for *Weftmoreland*, *Surry*, *Warwick* and *James city*
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[243 1/2] 1657
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322 ₱fon bound over to anfwer complaint for murder ꝑferred *on behalf of his highnefs the Lord ꝑtector.*
325, 6 another cafe (for felling powder to the indians) of ₱ty bound over
326 *John Brewer* for uttering unhandfome words to acknowledge his offence
327 Concerning claims of indians on *Corotoman* creek
" Indians of *Rappahannock* and *Potomac* to be fummoned p 347
" Shippes forced into port for relief allowed to take fome tobacco as freight
Oct° 10 331 *Weeks Mander* for uttering fcandalous words of a lady to acknowledge his offence
12 333 Indians detaining a fervant to be arrefted
335 Glebe land of ₱ifh of *Briftol* & ₱ifh of *Hampton*
Oct° 13 336 Orders ₱mitting ₱fons to keep indians to hunt p 416
14 342 Addition of commiffioners for *Warwick*

345 *Mary Scragg* charged with concealing baſtard iſſue to appear before next aſſembly

346 Levy made up as directed by the aſſembly

Nov 25 350 Order for collection of tobacco due to S^{r} *W^{m} Berkeley*

" 27 353, 4 *Thomas Thruſton* and *Joſiah Cole quakers* to depart on a ſhip and in the mean time committed to cuſtody and not to have pen, ink or paper or correſpondence with citizens p 382 allowed to go to *Maryland.* p 413 *Quaker* whipped p 414 *Quaker* fined for entertaining a *Quaker* p 415, 16 other *quakers* puniſhed p 416 One woman with child ꝑdoned. 1658 *June* 10 General ꝑſecution of *quakers* directed

354 Maſter of ſhip bringing *quakers* into the colony to be fined and carry them back

354 Lands occupied by *Wicomico* indians when deſerted to be for *Sam^{l} Matthews*

Lands occupied by *Chiskiack* indians when deſerted to be for glebes of *Glouceſter* p 415

354, 5 Liberty to tranſport commodities to *Delaware* bay

357 Glebe land of *Henrico* ꝑiſh

358 For unhandſome behavior, forgiveneſs to be asked on the knees

Dec^{r} 1^{ſt} 358 Names of governor and council—*Barbary Wingbrough* arragned for a witch but acquitted. p 368, 9 who ſhould pay the witneſſes referred to aſſembly

368 Judgment where ſervnt required medical attention and was neglected by his maſter

1657, 8

March 17 p 373 *Peter Knight* added to the quorum for *Glouceſter*

374 Deſtruction of indians, our friends, to be ꝑvented

19 380 Legacy to widow no bar to dower

Peter Aſhton added to the quorum in *Northumberland*

383 *ffleet v Tabb.* Queſtion of law between 2 patents for *ffleet*s Bay

384 Patent for lands ſealed declared void

388 What words are not ſcandalous

388, 9 Appointments of commiſſioners and ſheriffs

390 Sheriff appointed for *Rappahannock*

402 Sheriff appointed for *Lower Norfolk*

403 Sheriff appointed for *Iſle of Wight*

403, 4 Commiſſioner for *Northumberland*

407 Surveyor and ſheriff for *Northumberland & York*

408 Sheriffs for *Warwick, Nanſemond & Henrico*

May 20 409 New commiſſion not having come, whether Governor ſhould grant warrant for execution (Qu. whether this is 1657 or 1658)

Reference to be granted and repreſented to royal highneſs

410 Caſe of an *iriſhman* improperly kept in ſervice

1658

June 12 431 ꝑſecution for treaſon againſt the lord ꝑtector

(No entry of later date)

After 17th of *October* 1660, S^{r} *W^{m} Berkeley* acted as deputy treaſurer. See book marked N^{o} 2 1660 to 1664 p 28 to 33. He was acting as governor *Aug^{t}* 4. 1660 p 64

Houſe and land in *James city* which belonged to the country ſold. Deed of the 5 of *Oct^{o}* 1661 on p 558, 9 of book of judgments and orders 1664 to 1670—other end. Alſo p 561, 2, 3, 564, 5, 6

[244] Gen^{l} C^{t} book marked N^{o} 2 1666 to 1664

1661

April 19th p 1 ꝑceeding for opprobious words againſt the queen

" 30 p 28 King having given S^{r} W^{m} *Berkeley* governor ꝑmiſſion to go out of the country, governor and council made choice of *ffrancis Morriſon* in his abſence

May 15 p 28, 9 Major *Henry Norwood* the treaſurer having impowered S^{r} *William Berkeley* he appointed Col^{o} *ffrancis Morriſon* and M^{r} *Tho^{s} Ludwell* to execute the office of treaſurer in his place. They appointed Col^{o} *Miles Cary* Eſcheater General p 37. *Henry Randolph* acted as his deputy p 273 &c to 303 then *Jn^{o} Stringer* Eſcheater. Exam to p 347 alſo 416 &c Power from the treaſurer of *Sept.* 1662 p 126, 7, 8. *Richard Lee* made deputy treaſurer in *Weſtmoreland March* 28, 1663. Mode of collecting quitrents 199, 200. Will of *Rich^{d} Lee* 210 to 14.

1661

May 16, Catalogue of books of records p 49, 50

1662

April 4 The whole ꝑceedings againſt the *quakers* at a general court held the 4th of *April* 1662 p 81 to 86

Auguſt 9 Licence by king of ſhip to ſerve King of *Portugal* p. 172 Commiſſion of king of *Portugal* 218, 19 Peace concluded in *Sept^{r}* 1662 p 248, 9

Spet^{r} 12 By inſtructions of *Septr* 12, 1662 act impoſing 2 ſhillings a hogſhead on tobacco exported confirmed and *Theoderick Bland* Eſq^{r} appointed to receive the ſame. *Dec.* 10 1662, p 121, 2, 3. 12th of *Decr* power to *Tho^{s} Stegg* p 125, 6 Petition of collectors 356 *Tho^{s} Stegg* Comm' auditor general 18 *Feb.* 1663 Confirmed by the king p 408 to 411

Dec^{r} Induction of a miniſter p 119, 20 (S^{r} *W^{m} Berkeley* had returned the 8th of *Decr* 1662)

" 13 Commiſſioners for *Weſtmoreland—Jn^{o} Waſhington* one p 129 Inſtructions from the king of the 12th of *Septr* 1662 to S^{r} *W^{m} Berkeley* p 129 to 135

Oct^{o} 15 From the genl court of *Maſſachuſetts* in reply to complaint from *Virginia* p 234, 5 112 *Hen. ſtat.* p 158, 9

p 447 Another letter to be written to *Maſſachuſetts*

Petition to the governor complaining againſt the *Manhatoes* p 136, 7 *James Mills* being commiſſioned to take *dutch* veſſels took a brig 134, 140 p 171, deed of 27 *July* 1662 from an indian King

Commiſſion from the king of the laſt of *July* in the 14th of his reign appointing *ffrancis Morriſon* commander of the fort at *point comfort* p 159

Oct^{o} 9 Commiſſion iſſued to Captain *Samuel Stephens* to be commander of the *ſouthern plantation*, authorizing him to appoint a ſheriff p 159, 60 Lands of inhabitants ſecured to them p 164, 5

1663

March 26 p. 161 Authority to Col^{o} *ffrancis Morriſon* to go to *England* for 3 years. By S^{r} *W^{m} Berkeley* as governor p 200 retained his dues as captain of the fort p 161 *Miles Cary* collector at this time

20 p 162 *Thomas Woodward* conſtituted ſole ſurveyor of *Carolina* (S^{r} *W B* Styles himſelf gov of *V^{a}* & *Carolina*)

Septr 24 p 173, 4 Petition from the aſſembly to S^{r} *W^{m} Berkeley* the governor

" 27 p 174, 5, 6 Petition from the aſſembly to S^{r} *W^{m} Berkeley* the governor

Commiſſion of the king of the 16th of *Jany* 1662/3 to *Jn^{o} Brown* captain of a *ſcottiſh* ſhip to trade to *America* p 204, 5 alſo 206

1664

June 2^{d} p 228, 9 Power from the governor of *Maryland* to *Philip Calvert* to repair to *Virginia* and treat with the governor concerning *Watkins point*

and

and to demand juſtice againſt *Edmond Scarburgh* for entering the ꝑvince of *Maryland* in a hoſtile manner

7. p 230 Agreement between *Calvert* & Sr *Wm Berkeley* that ꝑſons living near the land ſhall live peaceably together until the difference be ſettled between the two colonies. Concerning Colo *Scarburgh* p 453

1663

Octo 20, Letter from *Amſterdam* in *New Netherlands* complaining of *Robert Downman* and . . . *John De* . . . & others p 240, 1, 2, alſo 250 to 253 Communication made to the governor and council by *John De* . . . & others. p 242, 3, 4. Reply of *Downman* p 244 to 247. King's order againſt *Downman* of the 23d of *May* 1663 *Downmans* explanation of the 27th of *Nov* 1663. Statement of the captain of the veſſel taken 250 Judgment of the court 206, 7, 8. Bond given by *Downman* with ſureties p 253. Bond given by governor of *New Netherlands* 254, 5. Complaint by *De* . . . of the neceſſity of giving bond 264 to 267. Complaint of *Downman* p 267, 8 Depoſitions 268 to 271 another petition by *Downman* 271, 2. Another . . . by *Downman* 272, 3

Complaint by *Peter Stuyveſant* of Sr *Wm Berkeley*'s defamatory language & anſwer thereto 256 to 264

1663/4 p 421 Order to ꝑvent ſoldiers being truſted for drink. Names of governor & council 21 & 22 *March* 1663/4

[245] p 422 Contribution towards building the town now begun. Seems to be 21 *March* 1663/4

1663/4

21 *March* Names of governor & council p 424. *Geo. Gwillern* appointed ſheriff of *Nanſemond* p 425 *Jno Michael* in the commiſſion for *Northampton*

1663/4

March 24 p 428 Land to be ſurveyed for *Nanſemond* indians 429 *Jno Hall* ſheriff of *Rappahannock* *Thos Ceely* ſheriff of *Elizabeth city* *Thos Davis* ſheriff of *Warwick*

March 25 p 437. Sheriffs appointed for *Charles city, Iſle of Wight & Surry*

p 437 Gift from King of *Potomac* to *Peter Aſhton*

443 Sheriff of *Weſtmoreland*

443, 4 Complaints of *Pamunky* indians

448 Sheriff appointed for *New Kent*; alſo for *Northumberland*

450 Leave to erect a wharf before *James city*

1664

Septr 23 p 460 fferry to be kept at *Piankatank*

462 Virdict againſt a councillor for words ſpoken in court reverſed.

Septr 26 p 464, 5, 6. Important order to have as many indians as poſſible located in one place and land enough laid off for them

" 28 p 467. Value of guns taken from indians to be paid them

" " p 468 Mr *Thos Bowler* added to commiſſion for *Rappahannock*

" " p 469 Judgment for diviſion of land by a jury

" 30 p 469 Sheriff of *James city* fined for arreſting member of court and aſſembly; plntiff in the action fined alſo 470

Laſt order in this book 5th *Octo* 1664. Adjournment then to 20th of *November*

[250] Genl Ct Judgments and orders 1664 to 1670

Commence *at a General court held at* James city *the 22d day of* November 1664. Names of governor and council of whom *Miles Cary* is one Court fat morning and afternoon

1664

Novr 22d p 1 Major General *Mainwaring Hammond* having occaſion to go to *England*, 3 years further time allowed him to ſeat his land

Novr 23d p 4. Commiſſioners added for *Rappahannock* p 55 *Lancaſter* p 70, 137 *Iſle of Wight* p 137, 167 *Charles city* p 260 *Northumberland* p 267 & 269 *Nanſemond* p 270 *Lancaſter* p 282 *Warwick* p 295 *Lower Norfolk* p 311 *Nanſemond* p 18 Sheriff for *Weſtmoreland.* p 19 *Iſle of Wight* p 19 *Nanſemond* p 22 *Surry* p 55, 270 *Lancaſter* p 64 *Surry* p 70 *Warwick* p 120 *Weſtmoreland* p 130 *Charles City* 198 Sheriffs to remain in office p 254 *Middleſex* p 255 *Glouceſter* 256 *Iſle of Wight* p 258 *Henrico* p 259 *Weſtmoreland & Stafford* p 267 *Nanſemond* 280 *Warwick*

p 5 Judgment for killing a horſe for leſs than half the value altho' act of aſſembly directed treble

5 Caſe remanded to *Lancaſter* court with direction to take care that the jury can write

Novr 24 p 6 Comm from the king confirming comm of *Thos Stegg* as audr genl read in open court (Comm in p̄vious book)

p 7, 8, Judgments by default at p̄ceeding general court now confirmed (defendant not appearing)

p 8, 9 Interpreter to live near *Pamunky* indians

p 9 *Surry* commiſſioners for not building ſtocks, priſon and pillory

Nov 26 p 11 Judgment for a filly

p 12 Collector of ſeveral rivers to purchaſe powder

" How ſhips to be entered and cleared

1665

March 21 p 13, 14 Governor had p̄rogative of ejecting miniſters. Order where miniſter had been badly treated by p̄t of the veſtry p 216

p 15 Peculiar judgment againſt a man for forcibly carrying another out of the colony

p 18 Judgment for ſlandering clerk of a court

March 25 p 23 Two ferries [?] to be kept at *James city*

23, 4 Interpretation of late act giving liberty to plant and make what tobacco they can either by ſeconds or ground leafs

p 24 Anſwer directed to p̄poſition ſent from Colo *Morriſon* concerning the coming in of ſhips

June 21 p 25 Regulation for the ſecurity both of the ſhips and country

p 25, 26 War now between *England* and the *dutch*, commands of the king received and meaſures taken for defence

Augt 1 p 27. ffine for contemning warrant in the king's name

Octo 12 p 30 Judgment againſt a runaway ſervant

p 33 Debt incurred by a burgeſs in the ſervice, to be paid by his county

14 p 35 Indian allowed to patent for land p 113 children of a negro

p 37 Negro to be free after ſerving 7 years

16 p 39 *Alice Stephens* accuſed as a witch but not cleared [*ſic*]

17 p 42, 3 Indictment againſt a man and woman for murdering child. Grand and petit jury. Peculiar judgment

19 p 47 Caſe of piracy. Pirate ſent to *England* for trial. And indians in his ſhip declared free

20 p 38 Complaint by the Queen of *Pamunky*

24 p 57 Judgment for defaming a juſtice

26 p 58, 9 Severe judgment for taking a priſoner out of ſheriff's cuſtody

[251] 1666

March 28 p 67, 8 King's direction that no ſhips ſhall depart from this country until 1ſt *April* and then go in one fleet under an admiral carried out by poſtponing departure till laſt of *April*

p 68, 9 In caſe of ſhips taken on their return by *dutch* men of war, whether duty on exports ſhall be refunded. p 145 Some Refunding. See alſo p 117 of book from 1670 to 1677

p 71 No land to be ſurveyed within 5 miles of an indian town

29 p 73 Judgment for diſhonorable words ſpoken againſt Majr Genl *Bennett*

p 75 Meaſures taken for expeditious building of fort at *point comfort*

p 76, 7 The colony thought the fort had better be built at *James city* but took meaſures for building it at *point comfort* in obedience to the king's command. alſo p 81 *Miles Cary* a ſon named *Thoˢ Cary* or *John Cary* p 199, 297

p 78, 9 Duties formerly paid the captain of the fort converted to the building and defence of the ſame

June 6 p 79 No maſter of ſhip to depart without licenſe from the governor

p 81 Ship built in *Virginia*

p 83 to 8 ꝓceeding againſt *Robert Morris* maſter of the ſhip *King David* for violating *engliſh* ſtatutes. p 86 to 88 Petition of *Morris*

July 10 p 89 Information of the arrival of an enemy's man of war and meaſures taken

p 90, 91 ffurther meaſures p 92 Power to Majr Genl *Smith*. p 91, 2 application for a frigate

p 90 In conſequence of murders by the indians contrary to treaty of peace, war of extermination directed againſt them. p 93 ꝑſons removed off a plantation near[?] them

92 Regulation for the ſpeedy tranſmiſſion of public letters & other diſpatches p 92

Octo 24 p 97 County of *Nanſemond* to pay expenſe of criminals ſent up for trial

26 p 102, 3 ꝑticular judgment for defamation of the governor p 133, 4 one of the council

p 105 Concerning churches of *Stratton Major* ꝑiſh in *New Kent*

29 p 107 Diſpoſition of eſtate of decedent where no creditor or diſtributor appeared

p 109 Judgment of death for ſtabbing

31 p 113 Bounds of Glebe for *James city* ꝑiſh

p 114 Glebe of *chriſt church* in *Lancaſter*

1667

April 19, p 127 Concerning lands and heirs of *Richard Kemp* p 274, 5

p 128 Contractor for church of *York* ꝑiſh required to go on and build it

p 134 *Thos Ludwell* ſecretary to enter and clear ſhips

p 138 *Edward Matthews* on his knees asked forgiveneſs of *Thomas Stegge*

June 21 p 146 Sea fight in *Virginia* between Captain *Robert Conway* and the *dutch*

146 Governor to ꝓvide 20,000 pounds of biſcuit to be always ready

147 Guns to be mounted at *Point comfort* and gunner appointed

" Guns to be carried there from burnt ſhip *Elizabeth*

" Sailing of ſhips deferred till the 27th

Septr 28 p 164 Juſtice of the peace fined for plundering ſhips in late invaſion p 182 further order

1668

April 17 p 175 Land granted *Pamunky* indians on the north of *James* river confirmed to them

22d p 187, 8 Widow to have legacies and thirds p 221

23d p 190 Deciſion that by a deviſe to . . . the fee paſſes although the word *heirs* be omitted and appealed to the aſſembly

28 p 205 Land taken up adjoining what a man owned before not to lapſe for want of ſeating

p 206, 7 Complaint of the ſhip *Virginia Berkeley* having trafficked unlawfully in *Spain*

Septr 21 p 210 *David Manſell* allowed to keep 2 indians to work and hunt for him

p 210, 11 In caſe of Captn *Giles Brent* order of *Stafford* county dated 27th of *May* 1668 reverſed the court having 21 years experience of his fidelity in not ſeducing any ꝑſons to the *Roman Catholic* religion

p 216 opinion of the court that where debtor remaineth in priſon his eſtate may be taken

[252] Genl Ct Office Inquiſitions &c N° 32, 1665 to 1670

1663

Septr 1 Indictment againſt *John Gunter, William Bell* & others for treaſon—laid the 6th of *September* in the 15th of *Charles* 2d at *Newmans* land in *Glouceſter*. Attempt of ſervants to get a year of their time and if refuſed to go out of the country as appears by the depoſitions p 1 to 5

1664

ffeby 28 Inſtructions for his majeſty's ſubcomr of prizes in *Virginia* whilſt in hoſtility with the *dutch* p 1 to 12

" " Inſtructions for the ſtore houſe keeper of his majeſty's plantation of *Virginia* p 12 to 15

25 Commiſſion to Sr *Wm Berkeley* as ſubcommiſſioner p 15, 16. Commiſſioner to be ſtorehouſe keeper p 16.

Jany. 13 Order from the king that ſhips muſt return from *Virginia* in company p 17

1665

Novr. 4 ffurther order on ſame ſubject p 18, 19

15 Kings—letter on ſame ſubject p 20

1664, 5

Jany 27 Letter from the king containing information of the ſtate of things between *England* and the *dutch* and directing forts in *Virginia* and other meaſures for the ꝓtection of the ſhipping p 21, 22

1666

May 1ſt Sr *Wm Berkeley*'s ꝓclamation ꝓſcribing mode and time in which ſhips ſhould ſaid from *Virginia* p 22, 3, 4 From the admiral, vice admiral and rear admiral on the ſame ſubject p 24

Jany 10 Information of the firing of *London* and that the ſeas are ſo full of pirates that no ſhip can go home in ſafety: and order in conſequence p 25. Nature of the information received p 26

Septr. 10 Embargo at this time. Mode in which ſhips were ꝑmitted to come to *Virginia* p 26, 27, 28, 35. Certain ſhips made free ſhips 71, 2, 3

Novr 13. Letter from the king or *by his Majeſty's command* ꝓſcribing times when ſhips are to ſail from *Virginia*. 24th of *March*, 24th of *June* & 24th of *Septr* p 29, 30

1667

June 24 Sr *Wm Berkeley*'s ꝓclamation in accordance with that letter p 31, 2, 3

King's licenſe of the 13th of *December* 1664 to *John Brown* who had patent for refining ſugar in *Scotland* to trade to *America* p 33, 4. *Brown*'s letter of the 1ſt. of *ffeb*. 1664. King's letter of the 16th of *Jany* 1662/3 p 41, 2

Octo.

Oct°. Letter from *Jn° Bowler* giving ſome information p 37, 8, 9
" 24 Letter from the Genl of *Jerſey* iſland p 42

1668
Jany 4 Commiſſion appointing commiſſioners for *Surry* county p 69 *April* 16, *Middleſex* p 75

Novr 18 Reſolutions for the ſettlement of commerce to and from his majeſty's plantations in *America* and other places to the port of *New York* and the reſt of his royall highneſs's territories. Dated at *ffort James* in *New York* on *Manhatan* iſland the 18th of *November* 1668 p 70

1667
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276 *Hannah Warwick*'s caſe extenuated becauſe ſhe was overſeen by a negro overſeer

286 Judgment for murder

297 Indian brought in to be free after ſerving 5 years

Octo 28 312 Caſe of *Henry Smith* of *Accomack* charged with Rapes & to appear at *James city* the 10th of *ffeby* next See about this caſe other ſide p 643 and p 12 of judgments & orders 1670 to 1677

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How privy examination of a *feme covert* was taken in 1667—other ſide of book p 568, 9

Other ſide p 586 *Henry Corbin* member of the council abuſed by *Wm Goodloe* maſter of a ſhip. Depoſition at large

p 610 Oath of clerk of the council

[257] 1670 Colo *Miles Cary* late of *Warwick* county, by his will amongſt ſeveral bequeſts and legacies, directed a ſale to be made of his two houſes in the city of *Briſtol* in the kingdom of *England* one of them ſituated in *Ballame* Street and the other houſe ſituated in *Saint Nicholas* ſtreet and that the ꝓduce of money, they ſhould be ſold for

ſhould

ſhould be equally divided between his three daughters, to wit *Anne*, *Bridget* and *Elizabeth Cary*. *Emanuel Wills* married *Elizabeth Cary*. And they by a deed of the 11th of *April* 1670 conveyed to *William Baſſett* of the county of *New Kent* all their intereſt in the ſaid houſes. Genl Ct. will book N° 2 p 3

By a deed of the 19th of *May* 1670 it is recited that a marriage was to be ſolemnized between Sr *William Berkeley* Knt Govr & captain general of *Virginia* and *ffrances Stephens* widow of *Samuel Stephens* Eſqr late govr of *Carolina* and Sr *Wm Berkeley* covenanted with *Alexander Culpeper* and *Anthony St Leger* to convey for her benefit during her life eſtate in *England* of the yearly value of ſix hundred pounds *ſterling* money of *England*. Genl Ct. will book N° 2 p 22 and 30. The marriage it may be inferred took place ſoon after the date of this deed; for it was acknowledged in court the 21ſt of *June* 1670. *Id.* 30, 31

In 1670 the veſtry and inhabitants of *Trinity* ꝑiſh in the county of *Lancaſter* ꝓſented to the governor Mr *Benjamin Doggett* to officiate in the two churches of that ꝑiſh. Genl Ct. will book N° 2 p 37

Complaint in 1670 of the miſconduct of one *Peter Atherton alias William Nelſon* a preacher. Genl Ct will book N° 2 p 55 to 58 (This may have to be copied) [But was not copied.]

1670 ꝓceedings againſt ſhips for violating laws to ꝓvent frauds in the cuſtoms. Nature of laws of *England* recited in the complaints. Genl Ct. will book N° 2 p 77 to 93. alſo p 109 to 111. Order of the King in council p 212. See alſo 224.

Power of the 8th of *December* 1670 from the Earl of *St Alban*, *John* Lord *Berkeley*, Sr *Wm Morton* &c to ꝓſent to the governor & council of *Va* letters patent of the 8th of *May* granted to them. Genl Ct. will book N° 2 p 95, 6. The letters patent are p 98 to 107. Letter of the king p 108. Petition to governor & council p 197. Inſtructions to *Thomas Kirton* p 251, Deed with *Kirton* p 381. Revocation of *Kirton*'s powers 498, 9. Exam 529, 530

1671 Governor exerciſed power of reprieve till next ſeſſion of genl court. p 97 Reprieve by the king 224

21ſt of *Octo* 1670. Order of the king in council that no felons or other condemned ꝑſons ſhall any longer be tranſported to *Virginia*. p 119. Alſo 216, 17

By a deed of the 3d of *April* 1670 Sir *William Berkeley* for £25 *ſterling* conveyed to *Henry Randolph* of *Henrico* all that the remains, foundation and brick works of a certain houſe or meſſuage that was burned of 40 feet long and 20 feet broad being the weſtermoſt ꝑt of the ruined fabrick or buildings adjoining to the old State houſe which ſaid ruined meſſuage was formerly in the occupation of *Richard Bennett* Eſqr together with the land whereon the ſaid ruined meſſuage ſtandeth, ſituated lying and being upon the river ſide in *James city*. p 154

[**258**] The old ſtate houſe was a brick building forty feet long and twenty feet wide, and on each ſide of it there was another building of the ſame length and width. *Henry Randolph* became ꝓprietor of the three, and conveyed them by three deeds of the 7th of *April* 1671. The conveyance for the middle building is to *Nathaniel Bacon* and the executors of Colo *Miles Cary*, deſcribing it as *one meſſuage houſe or tenement of brick building of* 40 *feet long and* 20 *wide being the middle* ꝑt *of that fabrick of building where was the old State houſe, together with the lands whereon ſtandeth the ſaid houſe or meſſuage, ſituate, lying and being on the river ſide in* James city. To *Thomas Swann* of the county of *Surry* was conveyed *one meſſuage, houſe or brick building of* 40 *feet long and* 20 *wide being the eaſtermoſt end of that pile of building whereof the old ſtate-houſe was* ꝑt *and next adjoining thereto, which meſſuage was formerly in the occupation of* Thomas Bayly, *with all the lands whereon the ſaid meſſuage ſtandeth, ſituate, lying and being upon the river ſide in* James city. The other tenement being that ꝑchaſed by *Randolph* of Sir *William Berkeley* was conveyed to *Thomas Ludwell* of the county of *James city*, by the following decription: *one meſſuage or tenement of brick building of* 40 *feet long and* 20

feet

feet wide being the meſſuage of ℘t *of that fabrick pile of building which contains three tenements, the middlemoſt whereof was the old State houſe which meſſuage was formerly in the occupation of* Richard Bennett *Eſq^r ſituate, lying and being on the river ſide in* James city Gen^l ct. will book N° 2 p 155. 6, 7. *Ludwell* afterwards got a patent for a half acre of land adjoining this tenement, and reconveyed this tenement (with the Land ſo adjoining) to S^r *William Berkeley* on the 17^th of *March* 1672 for £150 *ſterling.* p 337, 8

1671 Sir W^m *Berkeley* ℘moted the making of ſalt (Exam this p. 176)

Oath of the clerk of the council. p. 182

Grant from *Charles* the ſecond to *Peter Jennings* of the office of Attorney general of *Virginia.* 15^th of *September* 1670 p. 193. Appraiſement of the eſtate of Col° *Peter Jennings* bears date 7^th of *April* 1672. p 301 Grant of adminiſtration 23^rd *March.* Book of orders 1670 to 1677 p 126

1670/71 Curious caſe of libel of *John Lord* on *John Vaſſall.* p 219. *Dedimus* on this occaſion. *Ib.* Depoſitions 220, 221. Alſo caſe againſt *Richard Price* 243, 4 (*Ball v. P*)

Deed to W^m *Drummond* reciting order of the 7^th of *June* 1638. Exam it 226, 7

Oath of a councellor of State. 231, 235

1671 Commiſſion from *Charles* the 2^d *Novr* 17^th in 23^d of his reign appointing *Alexander Culpeper* ſurveyor general of *Virginia.* Appointment by *Culpeper* of *Thomas Ludwell* his deputy, 238, 9. Like appointment of *Philip Ludwell* 9^th *April* 1675 p 546, 7. Surveyor's oath 547. *Philip Ludwell* ſubſtituted *Thomas* as deputy Secretary p 557

Commiſſion at large appointing commiſſioners for *Weſtmoreland* county containing various recitals. 29^th *March* in 24^th of *Charles* 2^d p 246. Commiſſion for juſtices of *Glouceſter* 253. For *Accomack* 393 Commiſſion to officer of Militia, p 249

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1672

p 253. Courſe of the governor upon intelligence of the war between *England* and *Holland.* p 255 Communication from the king rec^d 24^th of *June* 1672. p 256 ℘clamation of the governor. p 257 another. p 258, Order of the council, 4^th *July* 1672. p 259 appointment by the governor of S^r *Henry Chicherly* to be Lieutenan^t General. p 395 Report of the governor & council to the king. p 531 Information of treaty *Aug^t* 5. 1675

Kings directions for veſſels to return from *Virginia* ℘iodically *viz* 24^th of *March* 24^th of *June* and 24^th of *September.* p 254 (rec^d 24^th of *June*) p 335 Inſtructions to the officers and commanders of ſhips and veſſels p 391, 2.

p 341 Inventory of eſtate of *John Pate* taken the 25^th of *April* 1672. Very large. Examine it.

p 392 Summons iſſued by the governor the 18^th of *Auguſt* 1673 for the aſſembly to meet on the 30^th of *October* (copy it)

p 407 Evidence of a private donation to the ℘iſh of *Martin's Brandon*

p 420 ℘bats, adminiſtrations and licenſes in 1672, 3

p 427 Under what circumſtances a jury was granted or refuſed. 1674.

p 441, 2 Under what circumſtances a miniſter diſplaced or reſtored. 1674.

p 445 ℘clamation of the governor concerning a mutiny in *New Kent* to reſiſt a levy 18^th of *Novr* in the 26^th of *Charles* 2^d

p 456, 7, 8. Concerning the killing an indian in *Rappahannock* in 1674. The king's grant of the 25^th of *ffeby* in the 25^th year of his reign (1674) to Lord *Arlington* & *Culpeper* is in Gen^l Ct. deed book N° 3 p 28 to 34

447, 8 Complaint of *Philip Ludwell* againſt *Giles Bland* and anſwer of *Bland.* 1674

p 487. appointment of *Bland* collector *ffeb* 12. 1674/5

488 King's letter concerning mode of collecting cuſtoms

489 Inſtructions from the commiſſioners for managing the cuſtoms to *Giles Bland* collector

544 Governor's ſummons to *Bland* to appear before him to ſuſtain the truth of charges againſt collectors (See p 530) Seizure of ſhip by *Bland* 542, 3. Collectors oath 548. *Bland*'s complaint 548 to 553. Concerning the *Phoenix* 564. Complaints againſt *Bland* 603, 4. Letter from the king of *Decr* 1ſt in 27th year and letter from the cuſtom houſe at *London* p 613 to 617

494 Major Genl *Richard Bennett*'s will dated 15th of *March* 1674

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554 Grant by the king the 4th of *Novr* in the 27th year of his reign (in *latin*)

559, 60 Queſtions of law ꝓpounded from *Virginia* and anſwered by Lord Chief Juſtice *Vaughan*. *September* 1674. Other opinions to 563

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619. Houſe of burgeſſes joins in the requeſt. *June* 9th 1676

636 Submiſſion of *John Langſton*. *July* 31, 1677

638 Caſes of *Robert Jones* and others

653 King's power to ꝑdon all except *Bacon*. *Octo* 10th in 28th year

655 King's ꝑdon to the governor & aſſembly *Octo* 10th in 28th year

654. Charter of ſame day

657. Commiſſion of the 6th of *Novr* to inquire concerning treaſon.

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662. ꝓclamation by *Jeffreys* of the 27th of *April* 1677.

668 Kings inſtructions of 15th *May* 1677

667 Another of the 22d of *Auguſt* 1677

671 Communication of *James Bray* one of the council of State.

669. Kings commiſſion of *Septr* 4th 1676 appointing *Thos Ludwell* Secretary of State

621 to 626. Inſtructions to *Philip Lightfoot* ſurveyor general of his majeſtys cuſtoms. *Novr* 8th 1676

627 4th of *Octo* 1676. Appointmenᵗ of *Philip Lightfoot*

637 Complaint againſt collector the 30th of *May* 1677

637 Concerning the erection or repair of a houſe for the governor to reſide in and alſo a Statehouſe. *May* 31. 1677

639 Concerning the ſupplying ſhips of war in the colony with ꝓviſions. *June* 24. 1677

[261] Genl Ct. Judgments and Orders 1670 to 1677

1670

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16 Sr *Henry Chicherly* ſworn one of the council p 2 *Edward Digges* p 5 *Danl Parks* & *Peter Jennings* p 24 *Thos Ballard* 28 *John Pate* p 109 Colo *Joſeph Bridger* p 217 Mr *Nathl Bacon*, Lt Colo *Philip Ludwell*, Mr *Jo: Bray* and Lt Colo *Wm Cole* p 276 Two of them ſworn p 313 *Ralph Wormely*

20 Order ꝓventing importation of felons until reverſed by the King p. 8 after receiving the order of the king in council, further order p 67 Courſe of deſcent and diſtribution p 10

20 *Dutch* ſhip ordered to be ſeized p 11 alſo 14, 15. Another caſe 17, 18
Col° *Scarburgh* p̄hibited from altering bounds between this colony & *Maryland* till further order p 12 Counſel aſſigned him p 33 Interpreters ſworn p 37 examinations taken 37 Judgment againſt *Scarburgh* 48. Other petitions *vs* him 49. He ſeems to have died ſoon after p 73
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28 ffor felony in breaking and ſtealing clergy admitted & p̄ty burnt p 28 Other caſes of clergy p 68
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11 Sentence of baniſhment for lying, blaſphemy, forgery & mutiny p 31
12 Widow of *Thos Lunsford* kn^t^ allowed land at *Port Tobacco*
L^t^ Col° *Geo Jordan* appointed the king's attorney general p 33 See p 112
13 Communication from Captn *Jn° Carr* Gov^r^ of *Delaware*
Picking pockets puniſhed by whipping p 34
Horſe, ſaddle & bridle to be reſtored to indian p 37.
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20 Names of orphans of *Miles Cary* p 122. Difference between *Jn° Minter* & *Henry Cary* about buſineſs in *England* p 163
25 *John Anderſon* having been improperly put in dungeon in *Accomack* in 1666 redreſs now given him

1671
April 5 The King's letters patent to the earl of *S^t^ Alban* & others p̄ſented by *Thos Kirton* their attorney & order thereupon p 60 Claim by the *Culpepers Apl* 6. 1671 p 64 ffurther order p 108, p 127 Orders in ſuits *vs Kirton* the agent p 324, 5
Caſe of reprieve p 77
Courſe where fforgiveneſs was directed to be asked and was refuſed p 88
Novr 3. In caſe of libel judgment for damages p 113—p 116 Caſe of expreſſion of ſorrow for the ſlander fforgiveneſs to be asked 132. Huſband of woman to pay damages or ſhe ducked p 149
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1672
March 27 Courſe purſued in controverſies about bounds of land p 133
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March 28. Col° *Edward Digges* receiver of king's rents p 135
1672/3
March 11 Marſh land in *James city* to remain in common for a paſture p 164
March 15 Sentence of death for murder p 172 (2 entries) p 205, 290. Baniſhment p 310
16 Puniſhment of ſervant for abuſing his maſter

1673
April 22 Important order reciting king's commands to put the colony and ſhips trading to it in beſt poſture for defence againſt the States general of the United p̄vinces and meaſures taken thereupon p 178, 9, 80
May 27. Arrangements for building a fort at *James city* p 191. two entries p 192 alſo 225
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July 2 p 197 Authority to Major Genl *Smith* agent for *Virginia* in *England* to purchaſe as many ſhares as he can in the patent from *Rappahannock* to *Potomac*

Oct° 27 p 206 Clergymen to appear at next general court

Novr 8. p 217 Juſtice done to an indian

1674

April 4 p 222 Order for p̄tection of *Nottoway* indians

7 p 226 In caſe of defamation, heavy fine & forgiveneſs to be asked alſo p 309
231 *Jn°* *Cuſtis* a ſurveyor deputed *Jn°* *Wollop*

9 p 23 [*ſic*] Sentence for abuſe of Col° *Nathl Bacon* one of the council

Septr 25 p 243 Sentence of death againſt an indian for murder

28 p 245 Order for p̄tection of indians on *eaſtern ſhore* and quiet enjoyment by them of their lands p 249

p 246 Servants puniſhed for running away (2 entries) 1 alſo for ſtealing a boat

29 p 249 Where marriage was without licenſe, order both againſt the miniſter and the huſband

Oct° 5 p 258 On complaint of *Thos Ludwell* Secretary of abuſes by *Giles Bland*, order to take him in cuſtody p 270 *Bland* reflects on the court. p 270, 71 Hearing and judgment at large p 273 Sheriff to attend *Bland* to court

Novr 18 p 259 Order p̄ſcribing places of militia muſters; & that militia officers ſhall not ſell by retail

Novr 19 p 265 *Thos Ludwell* being bound to *England* on the king's ſervice deputes *Philip Ludwell* as his deputy

1674/5

March 4 Seamen puniſhed p 277

1675

June 15 order to p̄ceed againſt conventicles in *Nanſemond* p 285
Order *vs* a father under act for not baptizing children

19 p̄clamation read in court about negroes & the *Guinea* trade
Ja: Minge appointed to ſurvey the lands of *Nathl Bacon* Eſq^r^ in *Henrico*

Oct° 7 Letter of *Bland* to Governor (of which a copy was ſtated by *Bland* to have been ſent to his majeſty's commiſſioners of cuſtoms) p̄duced in court. *Bland* committed to cuſtody until he give ſecurity for his good behaviour and ſuſpended from his office of collector of the cuſtoms. p 303. (See alſo 2 ſhort entries 302 & entry 304, 318 (2 entries) other caſes of *Bland* 336, 7
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Sheriffs to give ſecurity to undertakers of tobacco poll p 304 appointm^t^ of undertaker 305 Complaint of indian *vs* his maſter p 305 of indian *vs* other indians 305 Order for p̄tection of *Suſquehannah* indians 306

12 Judgment for manſlaughter (burning in the hand) 310
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1675, 6

March 22^d^ Wife treated badly by her huſband allowed either to go to *England* or ſtay with him p 340, 41
After p̄ceedings on 22^d^ of *March* 1675/6, next thoſe of the court martial commencing *Jany* 11 1676/7 which are mingled with other p̄ceedings to the end of the volume p 395 Lateſt date 22^d^ of *December* 1677. All theſe matters to be carefully examined eſpecially thoſe relating to *Bacon*'s rebellion

[264] Gen[l] Ct bonds &c 1677 to 1682.

On one ſide p̄ceedings of court commence *ffeb.* 9 1677/8 p̄ſent *Herbert Jeffreys* Eſq[r] Governor

1677/8

ffeb 9 p 1 Com[s] to treat with the indians

March 28 p 10 Sloop condemned. *March* 29 p 13 p 26

April 4 p 23 Petition of Queen of *Pamunky*

March 20 p 27 Upon apprehenſion of war between *England* and *France* meaſures taken for defence of the country—defence of ſhipping—and ſupport of ſoldiers (three orders) p 27, 28

June 5 p 29 Governor not being able to come to court, *Thos Ludwell* choſen preſident of the council

June 8 p 38 Criminals not being tried in conſequence of governor's ſickneſs and there being no place for their ſecurity at *James city* by reaſon of the late fire priſoners returned to the counties whence they came &c &c

38 Courſe taken with certain ſoldiers for trial

39 p̄ceedings in M[rs] *Drummond*'s petition (2 entries) p 61

July 8 p 40 Four men in *New Kent* having been withdrawn by the indians, meaſures to p̄vent recurrence of ſuch event p 40

July 27 p 41 Information by *Nanſemond* indians *vs* ſtrange indians (2 orders) Liberty to *John Langſton* (concerned in the late rebellion) to wear a ſword

42 Sentence of baniſhment for living amongſt the heathens Others baniſhed.

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p 84 Deed from *Philip Ludwell* and dame *ffrances Berkely* his wife p 84 to 87 To be examined from p 87.

Matter Copied from *Hening's Statutes at Large*, vol. II.

COPIED FROM *HENING'S STATUTES*, VOL. II, PAGES 545-560.

Att a Court Marihall held on board capt. *Jno. Martins* ſhip in *York* River, *January* 11th 1676-7.

[ffrom a book in the office of the gen. c't. label'd *deeds & wills, from 1670 to 1677 No.* 2, p. 264]

ꝑſent

the Right Honourable Sir *William Berkeley*, Knt. Govenour and captain general of Virginia. Coll. *Nathl. Bacon*,[1] Coll. *Tho. Ballard*, Coll. *Phill Ludwell*, Coll. *Auguſtine Warner*, Major *Robert Beverley*, Coll. *Math. Kemp*, Coll. *Wm. Claiborne*, Coll. *Southy Littleton*, Lt. Coll. *John Weſt*, Major *Law. Smith*, Capt. *Anth. Armeſtead*, Capt. *Danl. Jenifer.*

Thomas Hall, condemned to be hanged.

Thomas Hall being brought before this court, and accuſed of treaſon and rebellion againſt his majeſtie; and it appearing by divers writings under his owne hand that he hath been a moſt notorious actor, ayder and aſſiſtor in the rebellion, to which the ſaid *Hall* confeſſeth himſelf guilty. Therefore the court are unanimouſly of opinion and doe adjudge that the ſaid *Hall* deſerves death. Sentance of death therefore paſt upon the ſaid *Hall*, to be hanged upon the gallowes (on the South ſhore) by the neck untill he be dead.

The 12th *January* 1676-7.

Thos. Young.

Thomas Young being brought before this court, and accuſed of treaſon and rebellion againſt his moſt ſacred majeſtie; and it appearing that he hath been a moſt notorious actor, aydor and aſſiſtor in the rebellion, to which the ſaid *Young* confeſſeth himſelf guilty. Sentence of death therefore paſt upon him to be hanged by the neck upon the gallows until he be dead.

Henry Page.

The ſame accuſation againſt *Henry Page*, and ſentance accordingly paſt upon the ſaid *Page.*

Jas. Wilſon

The ſame accuſation againſt *James Wilſon*, and ſentance paſt accordingly upon the ſaid *Wilſon.*

Att the houſe of *James Bray*, Eſq. *January* 20th, 1676-7.

ꝑſent,

the right honourable Sir *William Berkeley*, Knt. governour and capt. genl. of *Virginia*. Coll. *Nathl. Bacon*, Coll. *Phill Ludwell*, Coll. *Tho. Ballard*, Coll. *Ch. Moryſon*, Lt. Coll. *Jno. Weſt*, Lt. Coll. *Edwd. Ramſey*, Lt. Coll. *Hill.* Major *Page.*

Wm. Drummond.

Wm. Drummond being accuſed of treaſon and rebellion againſt his majeſtie, which appearing by divers oaths, and his own confeſſion, ſentance of death therefore paſt againſt the ſaid *Drummond* to be hanged by the neck untill he be dead.

John Baptiſta

The ſame accuſation againſt *John Baptiſta*, and ſentance paſt accordingly upon the ſaid *Baptiſta,*

Att

[1] This was *Nathaniel Bacon* the elder, who adhered to the governor; it was *Nathaniel Bacon* the younger who headed the oppoſition to the government, and who was dead at this time.

Att a Court Marſhall held at *Green Spring* the 24th day of *January* 1676-7.

p̄ſent,

Sir *William Berkeley* Knt. Governor and capt. genl. of *Virginia*. Co'll. *Bacon*, Co'll. *Ballard*, Co'll. *Ludwell*, Co'll. *Claiborne*, Co'll. *Weſt*, Co'll. *Hill*, Co'll. *Ramſey*, Major *Page*.

Jas. Crewes. *James Crewes* being brought before the court for treaſon and rebellion againſt his moſt ſacred majeſtie, and pleading nothing in his defence, and the court being very ſencible that the ſaid *Crewes* was a moſt notorious actor, aydor and aſſiſtor in the rebellion; therefore the court are unanimouſly of opinion, and doe adjudge him guilty of the accuſation: Sentance of death therefore paſt upon him to returne to the priſon from whence he came, and from thence (on *ffriday* next) to be carryed to the gallowes, there to be hanged by the neck untill he be dead.

Wm. Cookſon. The ſame accuſation (of *James Crewes*) againſt *Wm. Cookſon;* and ſentance of death accordingly paſt upon him.

John Digby. The ſame accuſation (of *James Crewes*) againſt *John Digby;* and ſentance of death accordingly paſt upon him.

Wm. Rookings. The ſame accuſation (of *James Crewes*) againſt *Wm. Rookings;* and ſentance of death accordingly paſt upon him.

Wm. Weſt. The ſame accuſation (of *James Crewes*) againſt *Wm. Weſt;* and ſentance of death accordingly paſt upon him.

Jno. Turner. The ſame accuſation (of *James Crewes*) againſt *John Turner;* and ſentance of death accordingly paſt upon him.

Henry Weſt baniſhed. His eſtate forfeited. *Henry Weſt* being found guilty of treaſon and rebellion againſt his majeſtie; but for that he hath not been ſo notorious as the reſt, the court have thought fitt, (out of the compaſſion they have) and *doe accordingly order*, that he be baniſhed out of the country for the ſpace of ſeven years, either to *England*, *Barbadoes*, *Jamaca* or any of the iſlands, and if he returne within the ſaid time limited, then to ſuffer the rigour of the law for his treaſon and rebellion. And the court doth adjudge his eſtate to be forfeited to his majeſtie, except five pounds, which is allowed him to pay his paſſage.

Proceed'gs of the court of civil juriſdiction

Att a court [2] held at *Green Spring* the 1ſt day of *March* 1676-7.

p̄ſent,

Sir *Wm. Berkeley*, Knt. Gov'r. &c. Coll. *Nath. Bacon*, Coll. *Phill. Ludwell*, dep'ty ſec'ry Coll. *Thos. Ballard*, Coll. *Jos. Bridger*, *Ja. Bray* Eſq. Coll. *Wm. Cole*.

Jno. Sanders, p̄doned, but fined 2000 lbs. tobacco. *John Sanders* being a notorious actor in the late rebellion, and by the governour's p̄clamation of p̄don being exempted, butt upon his humble petition and ſubmiſſion to the governour, he was pleaſed to grant him the benefit of his p̄clamation of p̄don; but for that the ſaid *Sanders* hath been very active in the late rebellion, *the court have thought fitt and doe order* that he be fined two thouſand pounds of tobacco and caske to the countrie, to go towards the ſatisfaction of the ſouldiers, to be paid next yeare.

The

[2] This was the firſt civil tribunal before which any of the adherents to *Bacon* were tried; and this was not held until after the arrival of the king's commiſſioners, *Herbert Jeffries*, Sir *John Berry* and *ffrancis Moryſon*. (See *Burk*'s *Hiſt. Virg.* vol. 2, page 253 *et ſeq.*) Before their arrival, the priſoners were tried by a military tribunal only; but the commiſſioners arreſted the bloody ſyſtem of Sir *William Berkeley*.

The 3d of *March* 1676-7.

John Weſt & Chas. Scarburgh admitt'd to the benefit of the king's ꝑclamation.

This day *John Weſt* and capt. *Ch. Scarburg* had granted them the benefit of his moſt ſacred majeſties ꝑclamation; and did take the oath of obedience to his majeſtie.

Governor abſent.

Char's Scarburg fined 40£. to the governor.

Itt being moſt evident that captain *Charles Scarburg* hath uttered divers ſcandalous and mutinous words tending to the diſhonour of the right honourable the governour; but the ſaid captain *Scarburg* ſubmitting himſelf, and being ready to comply with what fine the court ſhall adjudge againſt him, *the court have thought fitt and doe order* that the ſaid captain *Scarburg* be fined or amerced fowerty pounds *ſterling*, to be paid upon demand to the right honourable the governour, which the ſaid captain *Scarburg* willingly ſubmits to.

Col. *Wm. Kendal* fined 50£. to the governor.

Itt being evident that coll. *Wm Kendall* hath uttered divers ſcandalous and mutinous words tending to the diſhonour of the right honourable the governour; butt the ſaid coll. *Kendall* ſubmitting himſelfe, and offering fifty pounds *ſterling* as a fine for his ſoe great crime; and the right honourable the governour deſiring the court to paſs the ſame into order, *they have therefore thought fit and doe order* that he pay the ſaid ſomme upon demand to the right honourable the governour, which he willingly ſubmits to, and hath accordingly ꝑformed the ſame.

Att a court held at *Green Springs* the 8th day of *March* 1676-7.

ꝑſent,

Sir *Wm. Berkeley*, Knt. Governour, &c. *Herbert Jeffries* Eſq. Sir *John Berry*, Knt. *ffra. Moryſon* Eſq. Coll. *Nath. Bacon*, Coll. *Phill. Ludwell*, dep'ty ſec'ry, Coll. *Wm Cole*. His majeſties com'rs [3]

None but freeholders and houſekeepers to be jurors.

It is the judgment of this honourable court that none but ſuch ꝑſons who are freeholders and houſekeepers are of capacity to be jury men.

Giles Bland condemned to death.

Giles Bland being convicted for divers rebellion treaſons and other miſdemeanors committed by him againſt his moſt ſacred majeſtie; the grand jury brought in their verdict *Billa Vera*, then the jury of life and death were impanneled, who bring in their verdict *guilty, according to the indictment.* Sentance of death therefore paſt upon him according to forme.—15th inſtant.

Rob't Jones.

Robert Jones being convicted for divers rebellions, treaſons and other miſdemeanors by him committed againſt his majeſtie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in the verdict *guilty according to the indictment.* Sentance of death therefore paſt upon him according to forme.—15th Inſtant.

The

[3] The ſitting of the commiſſioners at this court correſponds preciſely with their account given to the king. See *Bland* Ms pa. 326, *Burk's Hiſtory Virg.* vol. 2 p. 255.

The 9th of *March*.

Anthony Arnold. *Anthony Arnold* being convicted of divers rebellions, treafons and miſdemeanors by him committed againſt his majeſtie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty, according to the indictment.* Sentance of death therefore paſt upon him according to forme.—15th Inſtant.

Richard ffarmar. *Richard ffarmar* being convicted for divers rebellions treafons and other miſdemeanors by him committed againſt his majeſtie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment.* Sentance of death therefore paſt upon him according to forme.—15th Inſtant.

Robt. Stoakes. *Robert Stoakes* being convicted for divers rebellions, treafons and other miſdemeanors by him committed againſt his majeſtie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to indictment.* Sentance of death therefore paſt upon him according to forme.—15th Inſtant.

The 10th *March* 1676-7.

Pſent,

Sir *Wm. Berkeley*, Knt. Governour, &c. Coll. *Nathaniell Bacon*, Coll. *Phill. Ludwell*, dep'ty ſec'ry. Coll. *Wm. Cole*, *R. Wormeley* Eſq.

John Iſles. *John Iſles* being convicted for divers rebellions, treaſons and other miſdemeanors by him committed againſt his majeſtie, the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment.* Sentance of death therefore paſt upon him according to forme.—15th Inſtant.

Rc'hd. Pomfrey. *Richard Pomfrey* being convicted for divers rebellions, treaſons and other miſdemeanors by him committed againſt his majeſtie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict guilty according to the indictment. Sentance of death therefore paſt upon him according to forme.

The 15th *March* 1676-7.

Pſent,

the right hon. the Governour, &c. Coll. *Nath. Bacon* Coll. *Phill. Ludwell*, Coll. *Wm. Cole*, *Ralph Wormeley* Eſq. Coll. *Jos. Bridger*, Coll. *Thos. Ballard*,

Wm. Hatcher fin'd in 8000 lbs. pork for the uſe of the king's ſold'rs.

William Hatcher being brought before the court for uttering divers mutinous words tending to the diſquiett of this his majeſties countrey, and it being evidently made appeare what was layd to his charge by divers oaths, and a jury being impannelled to aſſeſſe the damages, who bring in their verdict that they award the ſaid *Hatcher* to pay tenn thouſand pound of tobacco and caske, which verdict of the jury this honourable court doth confirme; but in reſpect the ſaid *Hatcher* is an aged man, *the court doth order* that the ſaid *Hatcher* doe pay with all expedition eight thouſand pounds of dreſt porke unto his majeſties commander of his forces in *Henrico* county, for the ſupply of the ſouldiers, which if he fayle to doe, that he pay eight thouſand pounds of tobacco and caske the next cropp, and pay coſts.

Nevett

Nevett Wheeler admitted to the benefit of the king's ꝑclamation.

Nevett Wheeler petitioning to this court to take hold of his moſt ſacred majeſties gracious ꝑclamation of ꝑdon and indempnity, and ſubmitting himſelfe, the court are of opinion that he have benefit of his majeſties ꝑdon allowed him.

Sds. Knowles taken priſoner together with all his goods, ſervts, ſlaves, &c.; be committed to priſon by the governour and his eſtate ꝑtly given to major *Robert Beverley* and his ſoldiers, & ꝑtly expended among the ſoldiers; and he being willing to renounce all claim to it is ꝑdoned

Whereas Sands Knowles, of *Kingſton* ꝑiſh in *Glouceſter* county, being in rebellion againſt his majeſty, was, in the month of *October* laſt, (then in the height of the late horrid rebellion) by virtue of a commiſſion to major *Robert Beverley*, granted by the right honourable the governour, taken priſoner, and with him, divers of his goods, ſervants, ſlaves, ꝑviſions, and a ſhallop, ſeized, taken and carryed away by the ſaid *Beverley* and the ſouldiers under his command, and ꝑſented to the right honourable the governour, then at the houſe of major. gen. *John Cuſtis*, in *Northampton* county, on the *Eaſterne ſhore;* who, for the ſaid *Knowles* his rebellious and treaſonable practices, committed him to priſon, and condemned all his ſaid goods, ſervants, ſlaves, ꝑviſions, and boate, and ordered and diſpoſed ꝑt of the ſame to be expended, ſould, and layd out for ꝑviſions, for his majeſties ſouldiers, which was accordingly done, and gave the reſt immediately to the ſaid *Beverley* and his ſouldiers under his command for their incouragement and good ſervice. And *whereas* the ſaid *Knowles* remains a priſoner, under bayle, to this day, to anſwer the crimes, rebellions and treaſons by him committed againſt his moſt ſacred majeſtie, and ſoe excepted out of the right honourable the governour's general ꝑdon, bearing date the 10th of *ffebruary* 1676-7, and grounded upon his majeſties moſt gracious ꝑclamation of ꝑdon; for the crimes, treaſons and rebellions by him committed, humbly offering to renounce, acquitt, and diſcharge all right or claime of him the ſaid *Knowles*, forever hereafter, to any or all the ſaid goods, ſervants, ſlaves, boats or ꝑviſions, by the ſaid *Beverley*, or any ſouldier with him, ſoe taken and carried away, acknowledging the ſame to be juſtly loſt (by him) and forfeited forever; his ſaid relinquiſhment of the ſaid goods, &c. was ordered to be entered upon record; and the ſaid *Knowles* his petition granted, and his acknowledgement and humble ſubmiſſion, in open court, put upon record, to the end the king's majeſties moſt gracious ꝑdon may be of full force and effect to him the ſaid *Knowles*, and his remaining eſtate, he takeing the oath of obedience and giving good bond with ſecuritie for his future good behaviour.

Similar order in the caſe of *Geo. Seaton*.

A ſimilar order was made in the caſe of *George Seaton*, with this difference only, that four hogſheads of tobacco had been ſeized by order of the governour, and marked with the broad arrow, but had not been removed, he was therefore ꝑmitted by the court to uſe it, until it ſhould be determined by the king and council whether it was not forfeited by the ſeizure.

The 16th *March* 1676-7.

ꝑſent,

the right hon. Sir *Wm. Berkeley*, Knt. governor, &c. Coll. *Nath. Bacon*. Coll. *William Cole*, *Ralph Wormeley* Eſq.

John Whitſon condemned to death.

John Whitſon being convicted of divers rebellions, treaſons and other miſdemeanors, by him committed againſt his moſt ſacred majeſtie, the grand jury brought in their verdict *Billa Vera*, and the

the jury of life and death brought in their verdict *guilty according to the indictment.* And ſentance of death paſt upon him according to forme.

W^m. Scarborough.

W^m. Scarborough being convicted of divers rebellions, treaſons and other miſdemeanors, by him committed againſt his moſt ſacred majeſtie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment.* And ſentance of death paſt upon him according to forme.

The 17^th *March* 1676-7.

W^m. Tiba'ls & Henry Gee, ordered to appear before the king's commiſſioners at *Swans Point*, for ſcandalizing them and diſturbing the peace of the country.

By the right honourable the governour and honourable council of *Virginia.*

Whereas captain *W^m. Byrd* gave information to this court yeſterday that *W^m. Tiballs* and *Henry Gee* did utter ſeverall ſcandalous words tending very much to the ꝑjudice of the right honourable his majeſties commiſſioners, and the peace and quiett of this country; *this court have therefore thought fitt, and accordingly have ordered* that the ſaid captain *W^m Bird*, together with the above named ꝑſons, and all the evidences doe forthwith goe over to the place of abode, at *Swans Point*, of the right honourable commiſſioners, there to be by them examined and to receive ſuch puniſhment for their offence as they ſhall think fitt.

Chas. Blanckvile to ask ꝑdon on on his knees with a rope ab't his neck.

Whereas Charles Blanckevile being brought before this court for being active in the late rebellion, who petitioning for the liberty of his majeſties moſt gracious ꝓclamation of ꝑdon; but, in regard the ſaid *Blanckeville* hath lately been very active in ſtirring up the people to mutiny, by ſpeaking divers mutinous words in the county of *Elizabeth Citty, the court have therefore thought fitt, and doe order* that the ſaid *Blanckeville*, in the time of the next county court of *Elizabeth Citty*, upon his knees, with a rope about his neck, ask ꝑdon for his rebellion and treaſon, according to ſubmiſſion, and pay coſts.

The 22^d *March* 1676-7.

ꝑſent,

Sir *W^m. Berkeley*, Kn^t. Gov'r. &c. Sir *Hen. Chicheley* Kn^t. Coll. *Nath. Bacon*, Coll. *Phill. Ludwell* dep. fec. Coll. *W^m. Cole, Ralph Wormeley* Eſq.

W. Tiballs & Hen. Gee fin'd in 1000 lb. pork each for ſp'ng diſreſpectfully of the king's commiſſion'rs.

Whereas W^m. Tiballs and *Henry Gee*, of *Henrico* county being brought before this court for uttering divers ſcandalous and mutinous words tending to the diſquiett of the country and reflecting upon his majeſties commiſſioners, and the court deſireing the commiſſioners to examine the matter and make report who gave report that the charge was ſufficiently ꝓved before them, *this court have therefore thought fitt, and doe accordingly order* that the ſaid *W^m Tiballs* and *Henry Gee*, each of them pay one thouſand pounds of neate porke for the uſe of his majeſties ſouldiers, and the ſherriffe of *Henrico* county is order'd to take ſecurity from the ſaid *Tiballs* and *Gee* for the payment of the ſaid Porke in *November* next, and likewiſe to ſee if they have not given bond with ſecurity for their treaſon and rebellion, that good ſecurity be taken from them

Hook,

Hook, Wifedom & Warr, baniſhed.

Jeremiah Hooke, and *Jno. Wifedom*, and *Thomas Warr* being brought before this court for their being notorious actors, aydors and aſſiſtors in the late rebellion, and petitioning rather then to come to a trial for the ſame that they may be baniſhed, *the court doth therefore order* that they be baniſhed for the terme of ſeven years, either to *New England*, *Barbadoes*, *Jamaica*, or any other of the iſlands, and not to returne within that time under the forfeiture of being ꝑſecuted according to law, and that they depart the country within two months, and give good ſecurity for their good behaviour dureing their ſtay in the country.

Tho. Maples & Thos. Baker fined in 1000 Lb. pork each.

Thomas Maples and *thomas Baker* being brought to this court for uttering divers mutinous words tending to the diſturbance of the peace of this countrey, which being ſufficiently ꝓved by good oaths, *the court have thought, and accordingly ordered* that the ſaid *Maples* and *Baker* pay one thouſand pound of neate porke each of them to the uſe of his majeſtie's ſouldiers [4] give bond with good ſecurity to Mr. *Thomas Marſton* for their good behavior, and likewiſe for payment of the ſaid 2000 lbs. porke in *November* next with coſts.

Col. *Henry Gooch*, fined in 6000 lb. pork.

Lt. Col. *Henry Gooch* petitioning to this court, and upon his knees imploreing his moſt ſacred majeſties gracious ꝓdon, and the right honourable Sir *William Berkeley*, Knight, his Majeſties Governors ꝓdon, for his treaſon and rebellion againſt his moſt ſacred majeſtie, and deſireing that he may pay ſix thouſand pounds of neate porke for the uſe of his majeſties ſouldiers, *the court have thought and doe order* that he have the benefitt of his majeſties ꝓclamation of ꝓdon, and that he give bond with good ſecurity for his future good behaviour &c. and that he pay the ſaid ſomme of 6000 lbs of porke in *November* next, for the uſe of his majeſties ſouldiers as aforeſaid.

Ch'ſt Muſchamp condemned to ask ꝓdon with a rope about his neck.

Chriſtopher Muſchamp petitioning to this court for the benefitt of his majeſties moſt gracious ꝓclamation of ꝓdon for his treaſon and rebellion. *The court have thought fitt and doe accordingly order* that (for that the ſaid *Muſchamp* hath been very active in the late rebellion) he with a rope about his neck upon his knees at the next court held in *Warwick* county, begg ꝓdon for his rebellion and treaſon.

[It would be needleſs to enumerate all the inſtances in which fines, forfeitures, baniſhment and ignominious puniſhments were inflicted on the unfortunate adherents to *Bacon*. They are very numerous, and may be ſeen in a book ꝓſerved in the office of the general court labelled *Deeds and Wills from* 1670 *to* 1677, *No.* 2, pa. 264, *et ſeq.* An inſtance of each kind is here given.

It would ſeem that the puniſhment of appearing in court, with a rope about the neck, ꝓſcribed in ſeveral caſes, both by act of aſſembly and orders of court, did not meet with the approbation of the people: for we find that that puniſhment was, in ſome inſtances evaded by the connivance of the courts, as in the following: See Book in Off. Genl. Ct. labelled *Deeds and Wills from* 1670 *to* 1677, *No.* 2, pa. 297, 305.]

Att

[4] Several heavy fines, payable in pork, were about this time inflicted. It was found a convenient mode of providing rations for the king's troops who were ſent over to quell the rebellion. In the *Bland* Ms. pa 320 and *Burk*'s *Hiſt. Virg.* vol. 2, pa. 250, is inſerted a paper called a *Review, Breviarie and Concluſion*, ſigned by *Herbert Jeffreys*, *John Berry* and *ffrancis Moryſon*, who were the king's commiſſioners, giving an account of the riſe, progreſs and termination of *Bacon*'s rebellion; and notwithſtanding they complain of the cruelties of Sir *Wm. Berkeley*, yet we find that the ſame ſyſtem of death, confiſcation and baniſhment continued to a very great degree after their arrival. It muſt be recollected that thoſe commiſſioners arrived, in *Virginia*, on the 29th of *January* 1676-7. (See *Bland* Ms. pa. 324. *Burk*'s *Hiſt. Virg.* vol. 2. pa. 353), and that previouſly to their arrival, ſeveral perſons had been condemned and executed under ſentence of courts martial, which ſat on the 11th, 12th, 20th and 24th of *January* 1676-7. See *ante* pa. 545 *et ſeq.*

Att a general court held at *Middle Plantation, September* 28th, 1677.

p̄ſent,

the right honourable *Herbert Jeffreys*, Eſqr. Governour, &c. *Thomas Ludwell* Eſq. ſec'ry. Coll. *Bacon*, Coll. *Cole*. Coll. *Jos. Bridger*, Coll. *Jno. Cuſtis*,

Thos. Gordon & *Jn. Bagwell* who were adjudged to appear in *Rappahannock* c't with ropes ab't their necks, were p̄mitted to appear with ſmall tape.

Information being made to this court that *Thomas Gordon* and *John Bagwell*, two p̄ſons adjudged by act of aſſembly for their rebellion and treaſon to appeare at the county court at *Rappahannock* with halters about their necks, and upon their knees, to acknowledge their ſaid treaſons and rebellions againſt the kings majeſtie, did, in contempt of the ſaid law and the kings majeſties authority in this his colony, appeare in the ſaid court with ſmall tape (inſtead of halters) about their necks, which was allowed and accepted of by the magiſtrates then ſitting, not only contrary to, but in high contempt of the good laws and his majeſties authority here. *It is therefore ordered by this court* that major *Robert Beverley*, clerk of the aſſembly doe make p̄ſent inquiry into the truth of ſuch information, and as he ſhall find the ſame, hee is hereby ordered, commanded and impowered to ſummons all p̄ties ſoe offending whether magiſtrates or others, and alſoe ſuch evidences to p̄ve the matter as he ſhall finde needfull to the next aſſembly, to anſweare ſuch high contempt before the right honourable the governour and councell, and houſe of burgeſſes, to them ſuch contemers, diſpiſers and ſlighters of the laws, upon due conviction, may receive condinge puniſhment of their fault.

October 26th, 1677.

Wm. Potts p̄mitted to appear in c'rt with a *Manchester* binding inſtead of a rope about his neck.

Whereas William Potts, being enjoyned to p̄forme the law for his rebellion and treaſon, and hee not p̄forming the ſame, but inſtead of a halter about his neck, hee wore a *Manchester* binding, *It is ordered* that the ſherriffe ſee the ſaid *Potts* p̄forme the law, with a halter about his neck, next county court at *Rappahannock*. And that *Potts* pay all thoſe p̄ſons charges whoe were ſummoned to appeare before the governour and councell concerning the ſaid *Potts*, according to act.

[Sir *William Berkeley* ceaſed to be governour on the 27th of *April* 1677, at which time he was ſent for by the king. He died ſhortly afterwards, as may be inferred from the following copy of his will. After his death a ſuit was inſtituted by the widow of *William Drummond*, who had been executed under a ſentence of court martial, againſt Lady *ffrances Berkeley* for a treſpaſs in taking from the land occupied by Mrs. *Drummond*, a quantity of corn. The petition of Mrs *Drummond*, the anſwer of Mrs. *Berkeley*, and the whole of the evidence, are p̄ſerved in a book in the office of the general court, labelled *Bonds, &c. from* 1677 *to* 1682. *No.* 2, pa. 80, 87 *et ſeq.* Mrs. *Drummond* complains of the cruelty of Sir *William Berkeley*, in the trial, condemnation and execution of her huſband, and of the injuſtice of Mrs *Berkeley* in depriveing her of her corn. Mrs. *Berkeley* on the other hand, juſtifies, with great zeal, the conduct of her huſband, and endeavours to p̄ve that ſhe was entitled to the corn, in conſideration of the labor ſhe beſtowed on the plantation of *Drummond*, (who was Sir *Wm. Berkeley*'s tenant) and the p̄parations which ſhe had made for the ſame crop before Mrs. *Drummond*'s return to it, and while it lay in a moſt ruinous ſtate. A verdict was however, found for Mrs. *Drummond*. The evidence is not confined to the mere action of treſpaſs, but goes fully into the character of Sir *Wm. Berkeley*, of *Drummond* and his wife, during the rebellion, and diſcloſes many curious facts in relation to thoſe times. It is to be regretted that want of room p̄vents its inſertion entire.]

Sir

Sir *William Berkeley*'s Will

[ffrom a book in the office of the gen. court lab. *Bonds, Comm's &c* 1677 *to* 1682 *No.* 2, page 140.]

In the name of the Almighty, all Merciful God, Amen.

I Sir W^m^. Berkeley, *Kn^t^. and by his facred majeſties favour, now governour of* Virginia, *being in* ℈ *fect health of body and mind, bleſſed be God, doe make this my laſt will and teſtament, not knowing the hower or moment when it ſhall pleaſe God, in his juſtice or mercy, to call me out of this world. And firſt I deſire God, who gave it, to take my ſoul into his mercy; and that, for the onely merits and mercies of my bleſſed Saviour* Chriſt Jeſus. *My body I give to the earth, from whence it came.*

My goods, I thus diſpoſe of. Firſt, I make my deare and moſt virtuous wife, the Lady ffrances Berkeley, *my full and whole executrix of all the goods God has bleſſed me with in this world. Next, with my goods, I give to her all my lands, houſes and tenements, whatſoever; and not onely to her, but to avoid all cavill, to her and her heires forever.*[5] *Next, I give my dear ſiſter, M^rs^.* Jane Davies, *one hundred pounds* ſterling, *in caſe it appeares my Dear Wife has three thouſand pounds* ſterling *to maintaine her in the quallity of my wife.*

Laſtly, in contemplation of the friendſhip and kindneſſe of M^rs^. Sarah Kirkman, *that I may be remembered of ſo virtuous a good woman, I give her tenn pounds to buy her a ring; and tenn pounds to my cozen* ffrancilia, *to buy her cloaths for wedding. And I doe further make this declaration, that if God had bleſt me with a far greater eſtate, I would have given it all to my Moſt Dearly beloved wife*[6]*; for my brother, the lord* Berkeley*'s children, have noe want of that little I can diſpoſe of; and to the reſt of my kindred (all but my dear ſiſter* Davies*) I am farr from haveing any obligations to. I do therefore againe, with my hand and ſeale, confirme this to be my laſt will and teſtament Dated the 2^d^ of* May 1676,

William Berkeley, (*Seal*)

Upon a review of this will, this 20^th^ of March 1676-7, *by Sir* Wm. Berkeley, *he did, being of* ℈ *fect memory, publiſh and declare the ſame to be his laſt will and teſtament, in* ℘*ſence of us.*

Nath. Bacon,	Phill Ludwell *dep'ty ſec'ry.*
Tho. Ballard,	Jos. Bridger,
W^m^. Cole,	Robt. Beverley,

The 22^d^ of *November* 1678, this will ℘ved in court, and a ℘bate granted the exeeutrix, in the will nominated.

Recorded, ℈ me.

Hen. Hartwell, Clk. Ct.

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[5] This clauſe was, doubtleſs, intended as a ſarcaſm on the abſurd deciſions of the *Engliſh* courts, in which it was held, that unleſs there were words of perpetuity added to a deviſe of land, the deviſee would only take an eſtate for life, and the fee would deſcend on the heir at law. Theſe deciſions having become a rule of property have been long adhered to in oppoſition to the individual opinions of the judges as to their propriety; though they have been greatly narrowed by ſubſequent determinations.

[6] It appears from the diſpoſitions of this will, that Sir *William Berkeley* left no children.—Lady *ffrances Berkeley*, who ſeems to have been the widow of *Samuel Stephens* (See *ante* pa. 321, 322, 323) when Sir *Wm. Berkeley* married her, after the death of Sir *William* intermarried with *Phillip Ludwell*, but ſtill retained her name and title of Lady *ffrances Berkeley*.—A deed from *Ludwell* and her as his wife, under the name of Dame *ffrances Berkeley* reciting this will, is recorded in the office of the general court. *Deed Book No.* 3, pa. 123.

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